

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17131 of 2025

Arising Out of PS. Case No.-288 Year-2024 Thana- DANAPUR District- Patna

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Ismail Kumar @ Raushan Kumar @ Smyle Kumar S/O Mahesh Choudhary
R/o Village- NayaTola, Ward No.17, P.S- Danapur, Dist.- Patna, Bihar-
801503.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kamal Kishor Kumar

For the Opposite Party/s : Mr. Akshay Lal Pandit

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR

ORAL ORDER

6 23-07-2025 Heard the learned counsel for the petitioner and

learned APP for the State.

2. The petitioner seeks regular bail in connection with
Danapur P.S. Case No. 288 of 2024 registered for the offence
under Sections 302, 201/34 of the Indian Penal Code.

3. As per the prosecution case, the dead body of the
deceased, namely, Shrey Kumar was recovered. During
investigation, the name of the petitioner and other co-accused
persons has been transpired. The co-accused has made a self
inculpatory statement that the petitioner along with others had
participated in killing of deceased, Shrey Kumar over dispute of
money. The petitioner has also made a self inculpatory
statement that he along with others had beaten the deceased and
after which the deceased became senseless and, thereafter, one
Subhash Kumar cut his neck. All the accused persons have
participated in the crime. The final blow may have been given



by co-accused, Kallu Kumar.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The petitioner is in custody since 23.03.2024.

5. Learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid facts and circumstances and the gravity of the offence, I am not inclined to grant bail to the petitioner.

7. Accordingly, this application for regular bail is hereby rejected.

8. Since the petitioner is in custody since 23.03.2024 i.e. about one year four months, the Court below is directed to expedite the trial of the petitioner.

9. The S.H.O. Danapur Police Station is directed to ensure the appearance of the witnesses in the trial.

10. Let a copy of this order be communicated to the Senior Superintendent of Police, Patna through FAX for its compliance forthwith.

(Sandeep Kumar, J)

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