

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86030 of 2024

Arising Out of PS. Case No.-802 Year-2023 Thana- RAJIVNAGAR District- Patna

Ajay Kumar Son of Mahendra Sahni @ Mahendra Chaudhary Resident of
village- PNT colony, kidwaipuri ps- budha colony District -Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hemant Ray, Adv.

For the Opposite Party/s : Mr. Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 18-01-2025 Heard learned counsel for the petitioner and learned

A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Rajiv Nagar P.S. Case No.802 of 2023 lodged under Sections
302 and 34 of the I.P.C.

3. As per the prosecution case, the F.I.R. has been
lodged against one named and other unknown accused persons
with allegation that the informant has disclosed that his son was
released from jail on 14.12.2023 and thereafter, he went to the
barber shop and on 15.12.2023 at about 2:30 pm, one Kisan
Kumar along with one unknown person have brought the
informant's son in the state of unconsciousness and then the
informant has taken his son to the hospital where the doctor
declared him dead.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He submits
that the petitioner's name has figured in this case only and only



by virtue of confessional statement of the accused persons.

5. Counsel further submits that petitioner is in custody since 16.12.2023 having two criminal cases pending against him. He further submits that no purpose shall be served keeping the petitioner in custody.

6. Learned counsel for the State opposes the prayer for bail and submits that the bail application of the other accused persons have been rejected *vide* order dated 26.07.2024 passed in Cr. Misc. No.36014 of 2024.

7. Upon perusal of the records, it transpires that the case is not based only on confession rather cross-objection is also there, which has been well discussed in the rejection order of the other accused persons. In the rejection order of the sessions court, it transpires that it is the petitioner who has injected the injection to the deceased.

8. As such, in the present facts and circumstances of this case and the submissions made above, this Court is not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected.

9. Trial Court is directed to expedite the trial.

(Dr. Anshuman, J.)

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