

Dharmendra Kumar Vs. the State of Bihar

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Court : Patna

Decided On : May-11-2012

Appellant : Dharmendra Kumar

Respondent : The State of Bihar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT PATNA Criminal Miscellaneous No.44376 of 2011 Dharmendra Kumar, S/O-Masudan Sharma Versus The State Of Bihar -----

11. 01.2012 Heard learned counsel for the petitioner as well as learned Additional Public Prosecutor for the State assisted by learned counsel for the informant. Petitioner is said to be main assailant and earlier his prayer for bail was rejected by this Court vide order dated 08.09.2011 passed in Cr. Misc. No. 16170 of 2011 but submission on behalf of the petitioner is that at the time of passing of the above stated order dated 08.09.2011, the case diary was not available before this Court. It is also submitted on behalf of the petitioner that in course of investigation, it came to light that thousands of people had surrounded the house of the petitioner and firing was made from the roof of the petitioner. So, it is very difficult to say that it was petitioner who fired on the deceased. Although, learned counsel for the petitioner tried to convince me but I am not at all convinced with the submission of learned counsel for the petitioner. Accordingly, the prayer for bail of the petitioner in connection with Ghosi P.S. Case No. 240 of 2010 pending in the court of Chief Judicial Magistrate, Jehanabad is, hereby, rejected. It is pointed out

by learned counsel for the 2 informant that case of the petitioner has already been committed to the court of Sessions. The learned trial court should expedite the trial of the petitioner. SHAHZAD (Hemant Kumar Srivastava, J.)

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