

In the Court of Additional District & Sessions Judge-X,

Vaishali at Hajipur.

Sessions Trial No.- 51/2020

Arising out of Hajipur Sadar P.S. Case No.- 619/2017

U/S – 302 and 120(B)/34 I.P.C.

The State of Bihar *Versus* Krishna Mohan Kumar@ Rudal Rai & Others

Counsel for the petitioner - Sri Suraj Kumar, Adv.

Counsel for the State - Sri Ramchandra Chaudhary, A.P.P.

ORDER

21.09.2020

A bail petition filed on behalf of the Krishna Mohan Kumar@ Rudal Rai.

Copy of the same served to the Learned A.P.P for the state.

The Learned Advocate for the petitioner has submitted that petitioner is quite innocent, has no complicity in the instant case and petitioner has falsely been implicated in this case on the basis of his self confessional statement recorded by the police in Town P.S. Case No.- 923/2018. The said confessional statement was not given by the petitioner rather the same was obtained under threat and duress. The said confessional statement has no legal value. Petitioner was remanded in this case on 28.01.2019 since then he has been languishing in jail. The charge has been framed. Therefore, petitioner be enlarged on bail.

The Learned A.P.P. has opposed the prayer for bail.

Perused the case record and materials available on the record. It transpires that as per para 69 of the case diary the petitioner was found roaming around the place of occurrence. On interrogation the petitioner has confessed his guilt. The petitioner has been remanded from Hajipur Town P.S. Case No.- 923/2018, u/s- 414 of I.P.C. & 25(1-b)a, 26 and 35 Arms Act, 8/201(A)(ii)(C) N.D.P.S. Act. Criminal antecedent of the petitioner shown in para 71 of the case diary.

In view of the above facts and circumstances, I am not inclined to grant bail to the petitioner. Therefore, bail petition of the petitioner is hereby rejected.

Dictated

Additional District & Sessions Judge-X

Vaishali at Hajipur

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21.09.2020

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