

**IN THE COURT OF ADDITIONAL SESSIONS JUDGE-III,
VAISHALI AT HAJIPUR**

**S. Tr. No. 474 of 2023
State of Bihar Vs Akhilesh Thakur
Mahua P.S. Case No. 819/2022**

05.10.2024

ORDER

1. Heard the bail petition filed on behalf of accused Akhilesh Thakur, S.Tr. No. 417/2023 arising out of Mahua P.S. Case No. 819/2022.
2. Ld. Counsel for the petitioner submitted that the allegations against the petitioner are totally false. He further submitted that from perusal of the inquest report in para no. 2, postmortem report in para 39, no any injury is found on the person of the deceased Nagendra Sharma. He further submitted that neither blood nor any sign of assault is found on the place of occurrence vide para no. 6 of the case diary. He further submitted that charge has been framed on 11-03-2024, but not a single witness was produced by the prosecution, although the petitioner is co-operating with investigation and co-operate with trial and further he is ready to co-operate with trial. He further submitted that petitioner is in custody since 26-12-2022. Accordingly, it has been prayed to enlarge the petitioner on bail.
3. On the other side learned A.P.P. for the State has vehemently opposed the prayer for bail.
4. Heard both the parties. Perused the case record. On perusal it is transpired that there is direct allegation against the accused to assault the deceased to such a extent that he died. The motive of this occurrence is the deceased protest the ransom demanded by the accused. The charge has already been framed against the accused u/s 302 of I.P.C. and for want of prosecution witnesses, the processes up to the N.B.W. to the witnesses has already been issued. So, having consideration the above facts as well as submission made by Ld. A.P.P., I am not inclined to enlarge the petitioner on the bail. Hence, bail petition filed on the behalf of accused namely Akhilesh Thakur is hereby **rejected**.

Dictated

Addl. Sessions Judge-III
Vaishali at Hajipur.
05-10-2024