

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47381 of 2014

Arising Out of PS.Case No. -170 Year- 2013 Thana –CHAIRIA BARIYARPUR District-
BEGUSARAI

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Ram Pravesh Paswan, Son of Sakho Paswan, Resident of Village -
Sakhmohan, P.S. - Bibhutipur, District - Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Chandra, Advocate

For the Opposite Party/s : Mr. Ashok Kr.Singh (App)

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CORAM: HONOURABLE MR. JUSTICE AMARESH KUMAR LAL
ORAL ORDER

3 20-03-2015 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Cheria Bariarpur P.S. Case
No.170/2013 registered for the offence punishable under Sections
302/34 of the Indian Penal Code and Section 27 of Arms Act.

The allegation against the petitioner is that he was seen
fleeing away with firearm.

It is submitted that the petitioner is the son-in-law of the
informant and the informant is not an eye witness to the
occurrence. During investigation, the daughter of the deceased as
well as the informant has stated that the petitioner had shot fire,
but if the informant and his daughter could have seen the
petitioner committing the offence, there should have been specific

allegation of overt act against the petitioner. However, after investigation, charge sheet has already been submitted.

The learned counsel for the State submits that during investigation, the eye witnesses have stated that the petitioner had shot fire on the deceased and she succumbed to the injury.

Considering the facts and circumstances, in my opinion, the petitioner does not deserve bail. His prayer is rejected.

Let the trial be expedited.

(Amaresh Kumar Lal, J)

V.K. Pandey/-

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