

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37647 of 2015

Arising Out of PS.Case No. -160 Year- 2014 Thana -KORHA District- KATI HAR

=====

1. Kailash Singh @ Kailash Prasad Singh S/o Sri Anandi Prasad Singh
village - Gangeli, P.S. K. Nagar, District - Purnea

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s

Mr. Sanjay Singh

For the Opposite Party/s

: Mr. Smt. Anita Kumari(App)

=====

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 06-11-2015

Heard learned counsel for the petitioner, learned
counsel for the informant as well as learned Additional Public
Prosecutor for the State.

The informant claims herself to be eye witness of the
alleged occurrence and specifically stated that it was petitioner
who made several rounds of firing committing murder of the
deceased and furthermore, informant claimed that she identified
the petitioner in the light of bulb which was burning on her
verandah.

Submission on behalf of the petitioner is that the
electricity at the time of alleged occurrence had already gone and,
therefore, it was not possible for the informant to identify the
culprit.

In my view, it is not proper to consider the above stated submission, at least, at this stage and, therefore, taking note of nature of allegation as well as facts and circumstances of the case, I am not inclined to release the petitioner on bail and hence, his prayer for bail in connection with Koraha P.S. Case No. 160 of 2014 pending in the court of Chief Judicial Magistrate, Katihar stands rejected.

(Hemant Kumar Srivastava, J)

SHAHZAD/-

U		T	
---	--	---	--