

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34012 of 2017

Arising Out of PS.Case No. -103 Year- 2016 Thana -DUMRAUN District- BUXAR

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1. Chanchal Mishra Son of Bharat Mishra, R/o Village- Karahansi, P.S.-
Buxar (M), District- Buxar.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manendra Kumar Sinha

For the Opposite Party/s : Mr. Sri Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-08-2017 Heard the parties.

The petitioner seeks regular bail in Dumraon P.S. Case
No.103 of 2016 for the offence under Section 302 of I.P.C. and
Section 27 of the Arms Act.

Petitioner is not named in the F.I.R. and this case is
under Section 302 of I.P.C, but after lapse of one year he had been
remanded in this case on the basis of one another case being
Rajpur P.S. Case No.111/16 in which some arms were
recovered.However, he is acquitted in the Arms Act also. So far
criminal antecedent against the petitioner is concerned, 19
criminal cases are in his credit.

Submission of the learned counsel for the petitioner is
that there is only suspicion against him. No test identification



parade has been held.

Heard learned A.P.P. also who opposed this petition and submits that the arms recovered in Rajpur P.S.Case No.111/16 tallies with the ballistic report.

Having heard both sides and in view of the facts and circumstances, as stated above, I am not inclined to grant bail to the petitioner. Prayer for bail is rejected.

However, trial court is directed to expedite the trial and conclude the same within a period of one year and if the trial is not concluded within the aforesaid period, petitioner may renew his prayer for bail after one year.

With the aforesaid observation this petition is dismissed.

(Vinod Kumar Sinha, J)

AnilKrSinha/-

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