

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.42671 of 2017

Arising Out of PS.Case No. -207 Year- 2016 Thana -GOPALGANJ TOWN District- GOPALGANJ

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1. Ghanshyam Yadav, Son of Late Ramadhar Prasad Yadav, Resident of
Village- Arar More, P.S.- Gopalganj Town, District- Gopalganj.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Sri Surendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 06-09-2017

Heard.

The petitioner is main assailant in the case.

The prayer for bail of the petitioner has earlier been
rejected by this court vide order dated 27-01-2017 passed in Cr.
Misc. No. 50338 of 2016.

There is specific allegation against this petitioner that
he fired from his pistol, which hit husband of the informant and he
died. The husband of the informant was taken to hospital where he
was declared dead.

Counsel for the petitioner has tried to convince this
court by showing Annexure-3 series with regard to the fact that he
was not present at the place of occurrence. The counsel for the
petitioner has taken the plea of alibi.



This court in the earlier order dated 27-01-2017 passed in Cr. Misc. No. 50338 of 2016 has already mentioned that plea of alibi may be taken at the time of trial of the accused. This court prima facie is not convinced with the documents, produced by the petitioner as Annexure-3 series in support of his submission of alibi.

Therefore, prayer for bail of the petitioner is rejected.

The trial court is directed to expedite the trial of the petitioner.

(Sanjay Priya, J)

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