

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5864 of 2017

Arising Out of PS.Case No. -69 Year- 2016 Thana -RAJGIR District- NALANDA
(BIHARSHARIFF)

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1. Rajesh Chaudhary, son of Brijnandan Choudhary, Resident of Village-
Chhoti Belaur, P.S.- Rajgir, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md.Imteyaz Ahmad

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

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 21-02-2017 Heard the parties.

This application is for grant of bail in connection with
Rajgir P.S.Case No.69 of 2016 for the offence under Sections
302/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that there was no
source available for identification at the time of occurrence and the
informant is the eye witness and except her, there is no other eye
witness. It has further been submitted that a land dispute between
the parties is going on.

Heard learned A.P.P. also, who has opposed the prayer for
bail.

Having heard both sides. From perusal of the F.I.R. itself, it
appears that the informant has seen the petitioner and other



accused persons fleeing away from the place of occurrence. It is further alleged that they fired upon the deceased and due the fire arm injury, he died.

Considering the aforesaid fact, I am not inclined to grant bail to the petitioner at this stage, however, the petitioner is in custody since 03.08.2016, the learned trial court is directed to expedite the trial.

With the aforesaid observation, this application is dismissed.

(Vinod Kumar Sinha, J)

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