

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2896 of 2017

Arising Out of PS.Case No. -16 Year- 2014 Thana -BITHAN BAZAR District- SAMASTIPUR

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AJAY KUMAR @ AJAY MAHTO S/o Late Praduman Mahto resident of
village - Salha Chandan, P.S. - Bitha, District - Samastipur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Ms. Alka Verma, Advocate

For the Opposite Party/s : Mr. Braj Kishore Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 29-03-2017

Heard learned counsel for the petitioner.

This is an application for bail in connection with
Bithan P.S.Case No. 16 of 2014 registered for the offences
punishable under Sections 302, 385/34 of the Indian Penal Code
and 27 of the Arms Act.

It has been submitted on behalf of the petitioner that
there is no specific allegation of firing against the petitioner and,
as a matter of fact, there was enmity between the deceased and one
co-accused Jitendra Mahto and the deceased was made accused in
a case relating to murder of Jitendra Mahto and petitioner is in
custody since 20.8.2016.

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



Having heard both sides and from perusal of FIR it appears that deceased has named this petitioner although no specific overt act has been alleged against him, as such, I am not inclined to grant bail to the petitioner.

However, since the petitioner is in custody learned trial court is directed to expedite the trial of the petitioner.

Accordingly, this application is dismissed.

(Vinod Kumar Sinha, J)

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