

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28911 of 2018

Arising Out of PS. Case No.-172 Year-2017 Thana- RAGHUNATHPUR District- Siwan

Junaid Khan @ Junaud Hasan S/o Late Adalat Khan @ Late Adalat Hussain
Khan, R/o Vill.- Salempur, P.S.- Raghunathpur, District- Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Sir Pramod Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

6 19-07-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner, already in custody, seeks bail in connection
with Raghunathpur P.S. Case No.172 of 2017 registered under
Sections 448, 120-B, 302/34 of the Indian Penal Code as well as
under Section 27 of the Arms Act.

Allegation in brief is that while the informant's father
was at his home in the evening the accused persons came and
petitioner is said to have been shot in the chest causing death.

Learned counsel for the petitioner gives much
emphasis that the informant is not the eye witness rather he
received information from the family members on mobile and
thereafter he reached and lodged the case next day and case was
not instituted in the evening itself and there is a land dispute in



between the petitioner and the informant side and on account of that false implication was made; whereas the learned counsel appearing on behalf of the state submits that the very next morning the case was instituted and rest other witnesses present in the house have seen the occurrence and according to them the petitioner is the main assailant.

Having considered the aforesaid facts and circumstances, as the accusation is very specific against the petitioner, so at this stage the court is not persuaded to grant him bail. Accordingly, the prayer of bail of the petitioner is rejected.

However, the trial court is directed to expedite the trial.

(Arun Kumar, J)

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