

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17583 of 2018

Arising Out of PS. Case No.-25 Year-2017 Thana- PARSAUNI District- Sitamarhi

Hemant Kumar @ Lal Babu S/o Mahendra Kumar Rai, R/o Village- Parsauni,
Nilami Tola, P.S.- Parsauni, District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Hans Lal Kumar
For the Opposite Party/s : Mr. SRI ABHAY KUMAR - 1

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 28-03-2018 Heard learned counsel for the petitioner and the learned
APP for the State.

Petitioner, already in custody, seeks bail in connection with
Parsauni P.S. Case No.25 of 2017, giving rise to Sessions Trial
No.562 of 2017, registered under Sections 302/34 of the Indian
Penal Code as well as under Section 27 of the Arms Act.

Allegation in brief is that due to land dispute, it is alleged
that the petitioner along with two others shot at the husband of
the informant and his younger brother causing death of both. It
is also alleged that the accused persons also assaulted them with
iron rod and other instruments.

Learned counsel for the petitioner submits that one of the
accused Dharmendra has stated that only he and Pawan shot at
both the deceased and had not disclosed the name of the



petitioner; whereas the learned counsel for the State submits that there is specific allegation that this petitioner also fired and two persons of a family were killed by the gun shot injury.

Having considered the aforesaid facts and circumstances, this Court is not inclined to grant bail to the petitioner. The prayer of bail of the petitioner is rejected in connection with Parsauni P.S. Case No.25 of 2017, giving rise to Sessions Trial No.562 of 2017, pending in the court of learned Sessions Judge, Sitamarhi.

(Arun Kumar, J)

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