

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22512 of 2019

Arising Out of PS. Case No.-117 Year-2018 Thana- KARAI PARSURAI District- Nalanda

JAIMAL PASWAN @ PANDIT Son of Late Arjun Paswan @ Firangi Paswan
Resident of Village - Salempur (Binsa), P.S.- Karai Parsurai, District -
Nalanda.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Kumar

For the Opposite Party/s : Mr.Sunil Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

4 05-07-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Karai Parsurai P.S. Case
No. 117/2018, instituted for offence under Section(s) 307/34 of
the Indian Penal Code read with Section 27 of Arms Act. Later
on Section 302 of the Indian Penal Code was also added.

It is alleged in the written report that on the date of
occurrence father of informant was going with this petitioner
and other co-accused. In the meantime, the accused persons shot
fire on the father of informant causing firearm injury in his
back. Reason behind the occurrence is that father of informant
was close friend of Manjhi Ramani. Some altercation had taken
place between them.



Case diary has been received.

Learned Addl. P.P. has submitted that police has recorded statement of injured prior to his death, which is mentioned in para 16 of case diary, wherein deceased has alleged that petitioner had fired shot in his back. Father of informant subsequently died in the emergency ward of P.M.C.H.

Learned counsel for the petitioner has submitted that informant in his further *fardbeyan*, after death of his father, has not stated this fact.

Post-mortem report is available in case diary, wherein doctor has found firearm injury on the person of deceased.

Considering the direct allegation made by injured himself against this petitioner, who subsequently died, this Court is not inclined to grant bail to the petitioner. Accordingly, prayer for bail of petitioner is rejected.

The trial court is directed to expedite the trial.

Petitioner is given liberty to renew prayer for bail after nine months in the event no substantive progress is made in trial.

(Sanjay Priya, J)

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