

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39026 of 2019

Arising Out of PS. Case No.-202 Year-2018 Thana- JANDAHA District- Vaishali

ABHAY KUMAR Son of Rambabu Sahni Resident of Village - Dulaur, P.S.-
Jandaha, Distt - Vaishali at Hajipur.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pramod Mishra
For the Opposite Party/s : Mr.Ashok Kumar

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 28-08-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Jandaha P.S. Case No.
202/2018, instituted for offence under Section(s) 302, 120B and
506/34 of the Indian Penal Code read with Section 27 of Arms
Act.

It is alleged in the written report that this petitioner
along with co-accused Jayshankar Choudhary made firing on
the Block Pramukh (brother of informant) in his office at Block
Jandaha when he was going to his chamber after reaching the
Block from a Jeep. He subsequently died on account of gun shot
injury.

Learned Addl. P.P. has submitted that driver of Block
Pramukh is eye-witness of the occurrence. He has given



statement before the police that petitioner along with other co-accused has made firing on the Block Pramukh on account of which he died.

Post-mortem report shows that two firearm injuries have been found on the person of deceased, which supports the allegation against this petitioner.

Considering the fact that there is direct allegation against this petitioner of causing firearm injury to the Block Pramukh, this Court is not inclined to grant bail to petitioner. Accordingly, prayer for bail of petitioner is rejected.

Learned counsel for petitioner has submitted that petitioner is in custody since 01.11.2018.

The trial court is directed to expedite the trial and make efforts to conclude the trial within a period of nine months from the date of receipt/production of copy of this order.

The petitioner will be at liberty to renew prayer for bail in the event trial is not concluded within aforesaid period.

(Sanjay Priya, J)

rakhi/-

U		T	
---	--	---	--

