

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43530 of 2019

Arising Out of PS. Case No.-488 Year-2015 Thana- DHANARUA District- Patna

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LOHA SINGH Son of Brijlala @ Bigan Yadav @ Vijay Kant Singh @ Bigan
Resident of Village - Oriyara, P.S.- Dhanarua, District - Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kr Singh No.1
For the Opposite Party/s : Mr. Shyam Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 24-09-2019 Heard learned counsel for the petitioner and

learned counsel for the State.

The petitioner is accused in connection with
Sessions Trial No. 723 of 2016 arising out of Dhanarua P.S.
Case No. 488 of 2015 registered under sections 302 of the I.P.C.
and 27 of the Arms Act pending in the Court of Additional
Sessions Judge-X, Patna.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in the
present case. Petitioner has no concern with the alleged
occurrence. Further submission is that petitioner is in custody
since 11.12.2015.

Learned A.P.P. appearing on behalf of the State
vehemently opposed the prayer of the petitioner by contending



that in the first information report, there is direct allegation against the petitioner of firing at the chest of the deceased, as a result of which, he died. Hence, the petitioner does not deserve privilege of bail.

Having considered the facts and circumstances of the case and nature of allegation, I am not inclined to allow the prayer of the petitioner for bail. Accordingly, this application is rejected.

However, learned Trial Court is directed to concluded the trial within a period of six months.

(Arvind Srivastava, J)

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