

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75283 of 2019

Arising Out of PS. Case No.-59 Year-2015 Thana- MALI District- Aurangabad

Virval Paswan @ Bhim @ Birval Paswan, son of Sita Ram Paswan, resident
of Village - Mohar Karma, P.S.- Mali, Distt - Aurangabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mrs. Nivedita Nirvikar, Advocate Mr. Deepak Kumar, Advocate Mr. Punit Kumar, Advocate Mr. Subodh Barnwal, Advocate
For the Opposite Party/s :		Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 26-11-2019

Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Mali
PS Case No.59 of 2015 dated 19.12.2015 instituted under
Sections 147, 148, 149, 341, 342, 452, 427, 435, 436 of the
Indian Penal Code, 3, 4 and 5 of the Explosive Substance Act,
27 of the Arms Act and 17 of the Criminal Law Amendment
Act.

3. The petitioner along with 30-40 persons is said to
have participated in blowing up of the house of the informant.

4. Learned counsel for the petitioner submitted that
though he has criminal antecedent, but the police has falsely



implicated him in the present case. It was further submitted that he is not named in the First Information Report as nobody has identified/recognized him.

5. Learned APP submitted that plea of false implication of the petitioner cannot be sustained for the reason that thirteen other criminal cases are pending against him for serious offences spread over four police stations and, thus, it cannot be accepted that there has been false implication, moreso, for the reason that right from 2009, the petitioner has been involved in criminal cases.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, the Court is not inclined to enlarge the petitioner on bail.

7. Accordingly, the application stands dismissed.

(Ahsanuddin Amanullah, J)

J. Alam/-

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