

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6714 of 2020**

Arising Out of PS. Case No.-92 Year-2019 Thana- GHORASAHAN District- East
Champaran

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MADAN SAH Son of Late Saudagar Sah Resident of Village - Kaswa
Kadamwa, P.S.- Ghorasahan, District - East Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dilip Kumar Tondon
For the Opposite Party/s : Mr.Shyam Kumar Singh

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**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER**

3 28-02-2020 The petitioner seeks regular bail in connection with

Ghorasahan P.S. Case No. 92 of 2019, registered for offences

punishable under Sections 302, 120B/34 of the Indian Penal

Code and Section 27 of the Arms Act.

Allegation against the petitioner is of firing though it

did not hit anybody and firing made by the other two accused

persons hit two persons, who after receiving injuries died on

spot. Apart from that petitioner is accused in five other cases.

It has been submitted on behalf of the petitioner that

the F.I.R. itself shows that firing made by the petitioner did not

hit anybody and the real fact is that in the year 2007, uncle of

the petitioner has lodged a case against the deceased and due to

which, he has falsely been implicated in this case and has been



in custody since 17.10.2019.

Heard learned A.P.P. also.

Having heard both sides, in view of the allegation as well as criminal antecedents of the petitioner, at this stage, I am not inclined to enlarge the petitioner on bail, however, once the charge is framed, petitioner will be at liberty to renew his prayer for bail.

However, since the petitioner has been in custody, learned Trial Court is directed to expedite the Trial.

(Vinod Kumar Sinha, J)

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