

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12823 of 2020**

Arising Out of PS. Case No.-252 Year-2018 Thana- LALIT NARAYAN UNIVERSITY
District- Darbhanga

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MANJIT PASWAN @ MANJEET PASWAN, (Male), aged about 26 years,
S/o Raj Kumar Paswan, Resident of Sunderpur, Bela, P.S.- L.N.M.U.,
District- Darbhanga.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr.Kumar Rajeev, Advocate.
For the Opposite Party : Mr.Prem Kumar Jha, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 06-11-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

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

The petitioner seeks bail in a case registered for the
offence under Sections 302 and 120(B)/34 of the I.P.C.

The prosecution story, in brief, is that the informant
Kari Paswan’s son on 28.10.2018 was coming back to his house.
In the night at around 9 o’clock when he reached near Bela High
School Corner where it was isolated, petitioner and other co-
accused surrounded and caught the informant’s son Raman



Kumar Paswan and cut his neck by a sharp cutting weapon and also stabbed him by dagger and killed him. The dogs were barking and upon this, informant's wife got alarmed and then informant and his wife alongwith their grand-son came out of the house and reached near Bela High School which is close their house. It is further alleged that co-accused Sanjit Paswan and Manjit Paswan (petitioner) had threatened the informant that they will kill the informant or his son. The reason behind the occurrence is land dispute between the parties.

Earlier the bail application of the petitioner was rejected by this Court vide Cr. Misc. No. 15537 of 2019 under order dated 23.07.2019 taking into account that one of the eye witness whose statement has been recorded in paragraph no. 9 of the case diary, named the petitioner as main assailant.

This is second attempt on behalf of the petitioner for grant of bail.

A report was called for from the court below regarding the present stage of the case. It has been reported that the trial is likely to be concluded within a period of one year.

Considering the nature of allegation, I am not inclined to grant bail to the petitioner. The same is rejected in connection with L.N.M.U. P.S. Case No. 252 of 2018, Sessions Trial No.



376 of 2019, pending in the court of learned Additional Sessions Judge-V, Darbhanga.

The court below is directed to take all necessary steps to conclude the trial preferably within a period of one year from the date of receipt/production of copy of this order.

The District Magistrate, Darbhanga and the Senior Superintendent of Police, Darbhanga, are also directed to ensure that the prosecution witnesses are produced in the court below on the date fixed by the court below so that the trial could be concluded within the stipulated period.

Let a copy of this order be communicated to the District Magistrate, Darbhanga and the Senior Superintendent of Police, Darbhanga.

(Sudhir Singh, J)

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