

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27231 of 2020

Arising Out of PS. Case No.-83 Year-2019 Thana- IMADPUR District- Bhojpur

DHANU PASWAN S/o Deyali Paswan Resident of Village-Rajpur, Police
Station-Imadpur, District-Bhojpur. Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Uday Kumar, Advocate

For the Opposite Party/s : Mr. Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 21-10-2020 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor representing the State

through video conferencing.

The petitioner apprehends arrest in a case registered
for the offence punishable under section 302 and other ancillary
sections of the Indian Penal Code and under section 27 of the
Arms Act.

Prosecution's case, in brief, is that when the informant
was returning with his son from her mustard field, the petitioner
and other named accused persons along with 5/6 other unknown
persons surrounded them. Meanwhile, accused Pachan Paswan
fired on her son as a result of which he sustained gun shot injury
and died thereafter. Informant also sustained pellet injury.

Learned counsel for the petitioner submits that the
petitioner is next door neighbourer and there is no allegation of
any overt act. Save and except being a member of unlawful
mob, no other incriminating material has come against the



petitioner. In para 3 of the bail petition it is stated that the petitioner has got no criminal antecedent.

In the facts of the case, prayer for bail of the petitioner is allowed. In the event of arrest/surrender, let the petitioner mentioned above be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Sri N P Singh, Judicial Magistrate, Bhojpur at Ara in Imadpur Police Station Case No. 83/2019, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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