

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30265 of 2021**

Arising Out of PS. Case No.-137 Year-2020 Thana- BIHARIGANJ District- Madhepura

PAPAL @ POPAL YADAV S/o Late Parmeshwari Yadav R/o village- Parokia
Tola, Hathiondha, P.S.- Bihariganj, District- Madhepura

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh
For the Opposite Party/s : Mr.A.G.

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

5 15-11-2021 Heard learned counsel for the petitioner and the State.

The petitioner seeks regular bail in Bihariganj Police
Station Case No. 137 of 2020 registered for the offences
punishable under sections 302/307/120B of the Indian Penal
Code and section 27 of the Arms Act.

As per the prosecution case, eight accused persons
including the petitioner made indiscriminate firing causing
death of the informant's husband.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. There is general and omnibus allegation of resorting to
firing against all the accused persons and no specific overt has
been alleged against the petitioner. All the eight accused persons
have been alleged to have made firing though only two fire arms



injuries have been found on the body of the deceased. Petitioner is in custody since 14.8.2020. Charges have also been framed.

Learned counsel for the State opposes the prayer for bail and submits that the petitioner is the assailant of the deceased and the doctor has opined that the deceased died of fire arms injury.

Considering the nature of accusation against the petitioner, his prayer for bail is refused.

Let the trial be expedited.

(Prabhat Kumar Singh, J)

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