

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37836 of 2021

Arising Out of PS. Case No.-105 Year-2020 Thana- RANIYATALAB District- Patna

PAPPU KUMAR Son of Manoj Sharma Resident of Village- Khapuri, P.S.-
Dulhin Bazar, District- Patna.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Krishna Prasad Singh, Sr. advocate
		Mr. Arun Kumar Pandey
For the Opposite Party/s :		Mr. Anuj Kumar Shrivastava

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 02-11-2021 Heard learned senior counsel for the petitioner and the
State.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 302/34 of the Indian Penal
Code and u/s 27 of Arms Act.

As per the prosecution case, this petitioner along with
other accused persons are alleged to have committed the murder
of brother of the informant.

Learned counsel appearing for the petitioner submits
that petitioner is innocent and has falsely been implicated in the
case. It is submitted that informant claims to be eye witness of
the occurrence but from perusal of the FIR it is apparent that
informant is not an eye witness of the occurrence. In fact the



deceased was killed by some unknown miscreants and due to previous enmity this petitioner has falsely been implicated in the present case. Petitioner is in custody since 06.06.2020 and investigation in this case is complete.

Learned counsel appearing for the State opposes the prayer for bail and submits that petitioner is one of the assailants of the deceased and there is specific and direct allegation against him that he caused fire arm injury as a result of which brother of informant died.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

However, since the petitioner is in custody since 06.06.2020, the trial court is directed to conclude the trial as early as possible.

(Prabhat Kumar Singh, J)

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