

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30025 of 2020**

Arising Out of PS. Case No.-1395 Year-2019 Thana- AHIYAPUR District- Muzaffarpur

Vijay Sahni @ Vijay Kumar Sahni S/o Binda Sahni Resident of Village-
Dadar Jagshala, P.S.- Ahiyapur, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok, Advocate
For the Opposite Party/s : Mr.Addl. Public Prosecutor

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

3. 11-01-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in Ahiyapur P.S. Case No.
1395 of 2019, registered for the offence punishable under
Sections 302/34 of the Indian Penal Code and Section 27 of the
Arms Act.

As per the prosecution case, it is alleged that this
petitioner alongwith two other accused persons committed the
murder of the informant's husband while he was returning to his
house from the Bank.

It is submitted on behalf of petitioner that informant is
not eye-witness to the occurrence and only on getting informant,
she rushed to the place of occurrence. Save and except
suspicion, there is nothing against this petitioner.



However, learned A.P.P. for the State has vehemently opposed the bail application and submitted that during investigation, in paragraph – 11 of the case diary, it has come that husband of the informant, while was being taken to hospital, himself informed the informant that petitioner and others, named in the FIR, have shot him.

Considering the nature of allegation and the fact, which has come during course of investigation, the bail application of petitioner stands rejected.

(Prabhat Kumar Singh, J.)

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