

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20804 of 2022

Arising Out of PS. Case No.-236 Year-2020 Thana- IMAMGANJ District- Gaya

AADITYA YADAV Son of Kailash Yadav Resident of Village - Bikopur, P.S.
- Roshanganj, District - Gaya.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Dinu Kumar, Adv. Mr. Vardaan Mangalam, Adv. Ms. Ritika Rani, Adv.
For the State	:	Mr. Aditya Narayan Singh.1, APP
For the Informant	:	Mr. Anil Kumar Saxena, Adv.

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 22-09-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State assisted by learned counsel for the
informant.

The petitioner seeks bail in connection with
Imamganj P.S. Case No. 236 of 2020 registered for the offences
punishable under Sections 302/34 of the Indian Penal Code and
27 of the Arms Act.

As per prosecution case, there is accusation against
the petitioner to have made firing upon the informant's mother
which hit the back of informant's mother and during course of
treatment she died. There is also allegation against the petitioner
that he again made firing which went in vain.



Learned counsel for the petitioner submits that petitioner is in custody since 02.11.2021 and bears criminal antecedent of eight cases. He further submits that petitioner has falsely been implicated in this case on mere suspicion. No incriminating article has been recovered from possession of the petitioner.

The learned A.P.P. for the State vehemently opposes the prayer for bail of the petitioner submitting that there is specific allegation of firing against the petitioner and the same is corroborated by the postmortem report of deceased.

Considering the facts and circumstances of the case, nature of allegation levelled against the petitioner coupled with postmortem report as well as material available on record, I am not inclined to grant bail to the petitioner. Accordingly, the prayer for bail of the petitioner is hereby rejected.

However, the learned trial court is directed to expedite the trial and conclude the same as early as possible.

(Alok Kumar Pandey, J)

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