

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29042 of 2022

Arising Out of PS. Case No.-227 Year-2020 Thana- TARARI District- Bhojpur

Amit Kumar Singh @ Amit Kumar Son Of Lalan Singh R/F- Village- Karath,
P.S.- Tarari, Dist.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajnish Kumar Singh, Advocate

For the Opposite Party/s : Mr. Tarun Prasad Mandal, A.P.P.

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 09-11-2022 Heard Mr. Rajnish Kumar Singh, learned counsel
appearing on behalf of the petitioner and Mr. Tarun Prasad
Mandal, learned A.P.P. for the State.

Let the defect(s) be removed within two weeks of the
complete start of the physical Court in normal course.

The petitioner seeks regular bail in connection with
Session Trial No.116 of 2021, arising out of Tarari P.S. Case
No.227 of 2020, for the offence punishable under Section 302
of the Indian Penal Code and Section 27 of the Arms Act.

The allegation against the petitioner is that he has
committed murder of the father of the informant.

Learned counsel appearing on behalf of the petitioner
submitted that petitioner is in custody for nearly two years and
the records reveals that in course of trial, the eye-witness
namely Lal Bahadur Singh had filed Complaint Case No. 697 of



2020 that Kariya Singh had fired upon the father of the informant and not the present petitioner Amit Kumar Singh, and he further referred to the deposition of one Madan Singh who also during the course of trial has deposed before the Court that Kariya Singh had fired upon the deceased.

Learned counsel appearing on behalf of the informant submits that the informant is the eye-witness and son of the deceased and as such any documents which has been produced in the present bail application will only entail the tampering with the records of the case.

Learned A.P.P. has opposed the bail application and has further submitted that from the record it appears that the informant is the eye-witness in whose presence the petitioner has fired upon the deceased.

Having considered the rival submissions of the parties, materials on record, I am not inclined to enlarge the petitioner on bail.

(Purnendu Singh, J)

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