

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.44005 of 2021

Arising Out of PS. Case No.-756 Year-2020 Thana- SASARAM NAGAR District- Rohtas

LULLU GOSWAMI @ LALLU GOSWAMI @ ABHISHEK @ ABHISHEK
GOSWAMI Son of Late Gorakh Nath Goswami Resident of Mohalla -
Kazipura, P.S. - Sasaram (T), District - Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Surendra Kumar Mishra

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 21-03-2022 Heard the parties.

The petitioner seeks bail in connection with Sasaram (T) P.S. Case No. 756 of 2020, registered for the offence under Sections 302/34 of the Indian Penal Code and Section 25(1-b)a/26/35 and 27 of Arms Act.

As per F.I.R., petitioner fired upon the informant and caused gun shot injury and as a result whereof informant died during course of treatment.

It is submitted on behalf of the petitioner that informant is not eye witnesses of the occurrence and nowhere he has disclosed the source of information as to how he came to know about the alleged occurrence. During course of investigation, two named eye witnesses have not supported the



prosecution case as alleged in the F.I.R. and petitioner is in custody since 19.12.2020.

Learned APP for the State has opposed the bail petition and submits that there is specific allegation against the petitioner that he caused gun shot injury.

Considering the nature of acquisition and materials available on record, the bail petition of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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