

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40650 of 2022

Arising Out of PS. Case No.-1 Year-2016 Thana- NIMCHAKBATHANI District- Gaya

MD. SHAKIL @ MD. SHAKIL AHMAD @ SAKIL MIYAN S/o Late Md.
Alidaz Miyan @ Late Alidaz R/o village- Manjhauli, P.S.- Neem Chak
Bathani, District- Gaya

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Bimal Kumar, Advocate.

For the Opposite Party/s : Mr. Mohammed Arif, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 21-09-2022 Heard learned counsel for the petitioner and the State.

Four weeks' time is granted to the counsel for the
petitioner to remove the defect(s) as pointed out by the office.

The petitioner seeks bail in a case registered for the
offence under Section-302/34 of the Indian Penal Code.

Earlier prayer for bail of the petitioner was rejected
vide Annexure-1 to the present application taking into account
that the petitioner is alleged to have fired upon the victim which
led to his death. The postmortem also supports the allegation.

A report was called for from the trial court.

It has been reported that statement of the accused
under Section 313 of the Cr.P.C. has already been recorded. The
case is pending for examination of defence witness.



Considering the nature of accusation and stage of the case, I am not inclined to grant bail to the petitioner. Accordingly, prayer for bail of the petitioner in connection with Neem Chak Bathani P.S. Case No. 01 of 2016 is rejected.

The trial court is directed to take all necessary steps to conclude the trial at the earliest.

(Sudhir Singh, J)

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