

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52641 of 2021

Arising Out of PS. Case No.-19 Year-2021 Thana- BELSAND District- Sitamarhi

Diwakar Singh @ Diwakar Kumar Singh Son Of Nagendra Prasad Singh
Resident Of Village - Madhkaul, P.S.- Belsand, Distt.- Sitamarhi.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr.Lakshmi Kant Sharma, Advocate

For the Opposite Party : Mr.Uma Shankar Pd Singh, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 03-02-2022 Heard learned counsel for the petitioner, the State and
the informant.

The petitioner seeks regular bail in registered for the offences punishable under sections 302 and other allied sections of the Indian Penal Code and sections 25(1-B)a and 27 of the Arms Act.

As per the prosecution case, petitioner fired on the neck of the victim causing his death.

Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He submits that the prosecution story appears to be improbable as the deceased had been overpowered by two accused persons thereafter petitioner made firing but no one received any injury. Petitioner is in custody since 27.2.2021.



Learned counsel for the State and the informant oppose the prayer for bail and submit that the petitioner is the sole assailant of the deceased and he has got criminal antecedent.

Considering the nature of accusation against the petitioner, his prayer for bail is refused.

(Prabhat Kumar Singh, J)

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