

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59680 of 2021

Arising Out of PS. Case No.-205 Year-2019 Thana- BHORE District- Gopalganj

SHREE BRIJ KISHORE SINGH @ BRIJ KISHORE SINGH S/O LATE
RAMDEO SINGH R/o village- Bhore, P.S.- Bhore, District- Gaopalganj

... .. Petitioner/s

Versus

1. The State of Bihar
2. The Crime Investigation Department (CID), Bihar, Patna Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr.Udbhav
For the Opposite Party/s :	Mr. Pramod Kumar Pandey, APP
	Mr. Arun Kumar

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 29-03-2022 Heard learned counsel for the petitioner, the State and
the informant.

Petitioner seeks regular bail in a case registered for
the offence punishable under Section 302 and some other
ancillary Sections of the Indian Penal Code and u/s 27 of Arms
Act.

As per the prosecution case, on 13.06.2019 while the
informant and his brother were sitting at the petrol pump, six
FIR named accused persons, including this petitioner, riding on
two motor cycles came there and made indiscriminate firing due
to which Ramshray Singh, brother of informant, sustained fire
arm injury and died on the spot.

Learned counsel appearing for the petitioner submits



that petitioner is innocent and has falsely been implicated in the case. It is submitted that at the relevant time he was not present at the place of occurrence rather he was working at Additional Primary Health Center, Lala Chapar and the aforesaid fact has been supported by some of the witnesses during the course of investigation. It is next submitted that one of the co-accused, who was apprehended during the course of investigation, in his confessional statement, has not named this petitioner as one of the assailants. Petitioner is in custody since 13.07.2021 and investigation in this case is complete.

Learned counsel appearing for the State and the informant opposed the prayer for bail and submitted that there is direct and specific allegation against this petitioner that he along with other FIR named accused persons committed the murder of brother of informant.

Considering the nature of accusation and gravity of the offence, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Singh, J)

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