

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8134 of 2023

Arising Out of PS. Case No.-519 Year-2022 Thana- MOHANIYA District- Kaimur (Bhabua)

MANOJ PASWAN Son of Ram Narayan Paswan Resident of Village-
Kekarha, P.S.- Mohania, District- Kaimur at Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Tribhuwan Narayan

For the Opposite Party/s : Mr. Satya Nand Shukla

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 08-05-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case instituted for
the offence under Sections 302 and 34 of the Indian Penal Code.

The allegation against the petitioner along with another
is assaulting the father of the informant, later on during course of
treatment, he died.

It is submitted by learned counsel for the petitioner that
petitioner has been falsely implicated in this case. He has
committed no offence. He submitted that, on the basis of
suspicion, petitioner has implicated in the present case. Petitioner
has got no criminal antecedent as stated in para-3 of the bail
petition. He is languishing in judicial custody since 26.09.2022.

Learned APP for the State has opposed the application



for bail and submitted that during investigation, several witnesses have supported the prosecution case. There is direct allegation of assaulting to the informant's father is against the petitioner and another, due to which he succumbed to injury. As per Postmortem report, the doctor opined the cause of death was Haemorrhage and shock due to assault, and all the injuries were found ante-mortem, grievous and fatal upon the body of the deceased, which corroborates the prosecution case.

Having heard the learned counsel for the parties and considering the nature of allegation, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

The trial Court is directed to conclude the trial expeditiously.

(Sunil Kumar Panwar, J)

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