

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7862 of 2023

Arising Out of PS. Case No.-307 Year-2020 Thana- SULTANGANJ District- Patna

AFTAB @ AFTAB KHAN @ MD. AFTAB Son of Md. Badru Miyan
Resident of Village- Mandai, P.S.- Sultanganj, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vaishnavi Singh

For the Opposite Party/s : Mr.Choubey Jawahar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 01-05-2023 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 Section 147, 148, 149, 341, 386, 302 of
the Indian Penal Code and Section 27 of the Arms Act.

It is a case of commission of murder by indiscriminate
firing by the petitioner and his 5-6 other associates upon the
informant's brother namely, Ziya Ahmad as a result of which he
succumbed to gunshot injury.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case due to
previous enmity. No specific allegation of firing is attributed
against the petitioner. He is languishing in judicial custody since
12.08.2022.



The application for bail is opposed by learned APP for the State and submitted that the allegation as mentioned in the FIR is corroborated by the postmortem report. As per postmortem report, several entry and exit wounds were found on the body of the deceased, which is mentioned in para 145 of the case diary. During investigation, several independent witnesses have supported the prosecution story.

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 expedite and conclude the trial.

(Sunil Kumar Panwar, J)

sushma/-

U			
---	--	--	--

