

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26994 of 2023

Arising Out of PS. Case No.-456 Year-2022 Thana- MADHEPURA District- Madhepura

Sanjeev Chaupal S/O Balram Sharma R/O Village-Baluaha, Ward No.-7, P.S.-
Madhepura (Parmanandpur O.P.), District-Madhepura

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rupesh Kumar

For the Opposite Party/s : Mr.Yogendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 24-07-2023 Heard learned counsel for the petitioner,

informant and learned A.P.P appearing on behalf of the

State.

The petitioner is languishing in custody in a

case registered for the offences punishable under

Sections 147, 148, 149, 341, 302 of the Indian Penal

Code and Section 27 of the Arms Act.

It is alleged against the petitioner that he shot

fire at the husband of the informant, as a result of

which, he sustained gunshot injuries and died.

It is submitted by learned counsel for the

petitioner that petitioner is innocent and he has falsely



been implicated in this case. The informant is not the eye witness to the occurrence. It is further submitted that occurrence was committed on 18.05.2022 whereas inquest report was also prepared on the same day but the F.I.R was registered on 19.05.2022 which suggests that an afterthought story was prepared and petitioner was implicated in the present case. The petitioner is languishing in custody since 13.06.2022.

Learned counsel appearing on behalf of the informant and learned A.P.P appearing on behalf of the State have vehemently opposed the prayer for bail of the petitioner and submitted that there is specific allegation against the petitioner that he shot fire at the husband of the informant, as a result of which, he sustained gunshot injuries and died. The postmortem report also corroborates the case of the prosecution. The independent witnesses also supported the case of the prosecution.

Considering the fact that there is specific



accusation against the petitioner, this Court is not inclined to grant bail to the petitioner. The prayer for grant of bail to the petitioner stands rejected.

The Trial Court is directed to expedite the trial and conclude the same at the earliest.

(Sunil Kumar Panwar, J)

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