

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32171 of 2022

Arising Out of PS. Case No.-463 Year-2015 Thana- GAYA MUFASIL District- Gaya

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Amit Paswan @ Amit Kumar S/O Sitaram Paswan Resident Of Village-
Bhadiya, P.S.- Muffasil, District- Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Umesh Lal Verma

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 18-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in connection with
Muffasil P.S. Case No. 463 of 2015 instituted for the offence
under Sections 302, 379 and 34 of the Indian Penal Code and
Section 27 of the Arms Act.

As per allegation in the FIR, petitioner along with
other co-accused fired with pistol to the informant's mother and
brother causing spot death of both the persons.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this present case
due to previous enmity and land dispute. No one is the eye
witness of the alleged occurrence. Moreover, the petitioner is
languishing in judicial custody since 25.11.2021.



Learned APP appearing for the state has opposed the prayer of regular bail and submitted that there is specific allegation of firing against the petitioner. Postmortem report also disclosed that the cause of death of the deceased is due to haemorrhage and shock caused by fire arms injury. This is a case of double murder. During investigation, several witnesses have supported the prosecution version and also the bail application of the other co-accused person has already been rejected by this Court vide order dated.19.06.2023 in Cr. Misc. No. 38206 of 2022.

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 the trial and conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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