

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50918 of 2023

Arising Out of PS. Case No.-22 Year-2001 Thana- ANTI District- Gaya

Nilu Singh @ Arvind Sharma S/O Late Lalan Prasad Singh R/O Village-
Korap, Ps. Anti, Dist. Gaya.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Shivendra Prasad
For the Opposite Party/s : Mr.Shailendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 30-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in a case instituted
for the offence under Section 302 of the Indian Penal Code and
Section 27 of the Arms Act.

3. The allegation against the petitioner along with others
is of firing upon the son of the informant leading to his death.

4. 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 informant is not eye-
witness of the alleged occurrence. Petitioner has got no criminal
antecedent as stated in para-3 of the bail petition and he is
languishing in judicial custody since 30.03.2023.

5. Learned APP for the State has opposed the



application for bail and submitted that petitioner is named in the FIR. He submitted that several witnesses have supported the prosecution case in respect of seeing the petitioner that he was running from the place of occurrence. As per postmortem report, it appears that the death is caused by fire-arms injury, which corroborates the prosecution case. During investigation several witnesses have also supported the prosecution case.

6. 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.

7. From the perusal of the status report of the trial Court, which is mark at “Flag A”, it appears that the trial is likely to be concluded within six months.

8. The learned trial Court is directed to conclude the trial within its stipulated time, which is mentioned in its report failing which, the petitioner will be at liberty to renew his prayer for bail.

(Sunil Kumar Panwar, J)

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