

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49913 of 2022

Arising Out of PS. Case No.-5 Year-2021 Thana- SAKSOHRA District- Patna

Radhe Shyam @ Radhe Shyam Paswan Son Of Sri Ram Das Paswan R/O
Village- Kaima, P.S.- Saksohra, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Kashyap, Advocate

For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

5 07-04-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner is permitted to
remove the defect(s), as pointed out by the office, if any, within
a period of four weeks from today.

Petitioner seeks bail who is in custody since
07.04.2021 in connection with S. Tr. No. 440 of 2021 arising out
of Saksohra P.S. Case No. 05 of 2021, F.I.R. dated 25.02.2021
for the offences punishable under Sections 147, 148, 149, 341,
323, 324, 325, 326, 341, 307, 302 and 504 of the Indian Penal
Code.

According to prosecution case, the petitioner along
with other accused persons armed with weapons assaulted the
family members of the informant due to which the uncle of the
informant sustained grievous injury and subsequently he died in
hospital.



Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. It appears from the F.I.R. that there is no specific allegation against the petitioner.

Vide order dated 20.03.2023 a report was called with regard to the present stage of trial. Report of the learned Trial Court dated 29.03.2023 reveals that the charge has been framed against the petitioner on 25.10.2021 and 7 witnesses have already been examined out of 9 witnesses.

The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

Considering the report of the learned Trial Court, I am not inclined to enlarge the petitioner on bail in connection with S. Tr. No. 440 of 2021 arising out of Saksohra P.S. Case No. 05 of 2021 pending in the court of learned Additional District & Sessions Judge III, Barh, Patna.

Prayer is refused.

However, the learned Trial Court is directed to expedite and conclude the trial at the earliest.

(Rajesh Kumar Verma, J)

Vanisha/-

U		T	
---	--	---	--

