

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69275 of 2023

Arising Out of PS. Case No.-108 Year-2023 Thana- KANKARBAG District- Patna

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Bittu Yadav @ Abhi Kumar Son Of Ramashish Rai Mohalla New
Karbigahiya Po Gpo Ps Jakkanpur District Patna

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gautam Kumar Yadav

For the Opposite Party/s : Mr.Surendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 01-12-2023 Heard learned counsel for the petitioner and

learned APP for the State.

The petitioner has filed the instant application for grant of regular bail in a case registered for the offences punishable under Sections 307/34 of the Indian Penal Code and Section 27 of Arms Act. Later on, Section 302 of IPC was added.

As per allegation in the FIR, two unknown miscreants fired due to which informant's brother and one Pradu Paswan sustained injury over head and left thigh respectively. It is further alleged that informant's brother succumbed to fire arm injuries, during the course of treatment.



It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. Neither the petitioner is named in F.I.R. nor he has been put on T.I.P. His name sprang up in this case on the basis of secret information. Moreover, the petitioner is in judicial custody since 10.03.2023.

Learned APP appearing on behalf of the State vehemently opposed the prayer of the petitioner and submitted that one country made pistol from the possession of petitioner. Postmortem report also corroborates with the prosecution version of the case.

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.

Learned trial court is directed to expedite the trial and conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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