

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62771 of 2022

Arising Out of PS. Case No.-85 Year-2022 Thana- KAJRA District- Lakhisarai

Suraj Kumar S/O Nandkishor Ram Resident of Village- Manjhiyama, P.S.-
Kajra, District- Lakhisarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Indu Bhushan, Adv.

For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 25-02-2023 Let the defect(s), if any, be removed within two weeks
from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Kajra P.S. Case No. 85 of 2022 lodged under Sections 302/34 of
the I.P.C. read with Section 27 of the Arms Act.

As per the prosecution case, the informant has alleged
that at 8:15 PM in the night of 10.07.2022, he was returning
with his son from temple. In the meantime, the petitioner has
fired on his son due to which he died on spot. With this
allegation, the F.I.R. has been lodged.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He submits
that there is no eye witness except the present informant in this

case because no villagers come forward to support the case of the informant. He further submits that the statement of petitioner has subsequently vary.

Counsel submits that he is in custody since 11.07.2022 having clean antecedent. Counsel further submits that the deceased was veteran criminal and he has enmity with so many persons. There may be a chance that he was killed by anyone of his unknown enemy.

Learned counsel for the State opposes the prayer for bail and submits that the informant itself is the eye witness who has narrated the manner and place of occurrence in the F.I.R. itself.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail to the petitioner. Therefore, the bail application of the petitioner is hereby rejected.

The Trial Court is directed to expedite the trial and conclude within 9 months.

With this observation, the bail application stands rejected.

(Dr. Anshuman, J.)

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