

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67550 of 2023

Arising Out of PS. Case No.-335 Year-2017 Thana- GHORASAHAN District- East
Champaran

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Pramod Roy S/O- Yug Lal Rai village- Jagiraha Ps- Ghorasahan Dist- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Shankar Shrivastava
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 13-12-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
Sessions Trial No. 171 of 2023 arising out of Ghorasahan P.S.
Case No. 335 of 2017 dated 05.07.2017, lodged under Sections
302, 120(B) and 34 of the I.P.C. read with Section 27 of the
Arms Act.

3. As per the prosecution case, the informant's sons
were brutally killed by the accused persons including the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence. He further
submits that the petitioner has participated in the brutal killing
of the deceased persons.

5. Learned counsel for the petitioner further submits that the petitioner is in custody since 07.03.2022 having one criminal antecedent. He further submits that the other similarly situated co-accused person has been granted bail by the Co-ordinate Bench of this Court vide order dated 08.02.2018 passed in Cr. Misc. No. 7534 of 2018 on considering the post-mortem report of the deceased.

6. Learned A.P.P. for the State opposes the prayer for bail and submits that there is participation of petitioner in the said crime.

7. Considering the fact that this is a case of double murder and this Court will not hold a mini trial at the stage of bail and in my opinion in a case of double murder, where there is a specific allegation of participation of the petitioner in the crime, I am not inclined to grant bail to the petitioner and therefore, the present bail application is hereby rejected.

8. The Trial Court is directed to expedite the trial as early as possible.

(Sandeep Kumar, J.)

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