

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67238 of 2023

Arising Out of PS. Case No.-109 Year-2023 Thana- CHACKMEHSI District- Samastipur

Pandab Paswan @ Pandat Paswan @ Pandap Paswan Son Of Maksudan
Paswan R/O Sakhaura Ward No. 12, P.S. - Piyar (Hattha Op), Distt. -
Muzaffarpur, Bihar

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Piyush Kumar Pandey

For the Opposite Party/s : Mr.Shyam Kumar Singh

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 13-12-2023 Heard learned counsel appearing on behalf of the
petitioner and learned APP appearing on behalf of the State.

2. Let the defect(s), if any, be removed within a
period of four weeks from today.

3. The petitioner seeks bail in connection with
Chakmehsi P.S. Case No. 109 of 2023 registered for the offence
under Sections 394, 302/34 of the Indian Penal Code and
Section 27 of the Arms Act.

4. As per the prosecution case, a person carrying
money was stopped, money was looted by the unknown
criminals and he was shot by the criminals and it has come
during investigation that the petitioner has participated in the
crime.

5. Learned counsel for the petitioner submits that
except for the confessional statement of the co-accused there is
no material against the petitioner. He further submits that the
petitioner has not been put on T.I. Parade and the recovery of



Rs. 3000 cannot be linked with the alleged loot.

6. Learned APP for the State has opposed the prayer of the bail of the petitioner by contending that petitioner is one of the gang members involved in such kind of loot and whenever they are short of money they commit similar crime.

7. In view of the fact that one person has been killed by the criminals while committing loot, this Court is not inclined to grant bail to the petitioner.

8. Accordingly, the prayer of bail of the petitioner is rejected herewith.

9. The District Judge, Samastipur and the Superintendent of Police, Samastipur are directed to see to it that the trial of the accused persons is not delayed.

10. If there is no sufficient progress in the trial then the petitioner may renew his prayer for bail.

11. Let a copy of this order be communicated to the District Judge, Samastipur and the Superintendent of Police, Samastipur through FAX and e-Mail for its compliance forthwith.

(Sandeep Kumar, J)

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