

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73148 of 2022

Arising Out of PS. Case No.-131 Year-2021 Thana- SRINAGAR District- West Champaran

Rajesh Chaudhary S/O Harindra Chaudhary @ Harendar Chaudary R/V-
Malahi Tola, P.S.- Bairiya, District- West Champaran

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 04-05-2023 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 302/34 of the Indian

Penal Code.

The allegation against the petitioner is that due

to verbal quarrel, he pointed air-gun at the neck of the

son of informant and fired, due to which informant's son

succumbed to injuries.

It is submitted by learned counsel for the



petitioner that the petitioner is innocent and he has falsely been implicated in the present case. There is no eye witness of the alleged offence. During investigation, some witnesses have given contrary statement and have no consonance with the prosecution version of the case. Moreover, the petitioner is languishing in judicial custody since 13.07.2022. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent.

Learned APP appearing for the State has vehemently opposed the prayer for Bail and submitted that there is specific over act of allegation levelled against the petitioner to shot at the son of informant due to which he died instantly. Postmortem report corroborates with the prosecution 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 early as possible.

(Sunil Kumar Panwar, J)

Nirajkrs/-

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