

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12701 of 2024

Arising Out of PS. Case No.-57 Year-2020 Thana- BIHPUR District- Bhagalpur

Gunjan Kumar Son of Mukesh Kunwar @ Hira Resident of Village- Barghari
Tola Sonbarsa, P.S.- Bihpur, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amrendra Kumar

For the Opposite Party/s : Mr. Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

3 21-06-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner has prayed for bail in a case
instituted for the offence under Sections 147, 148, 149, 302, 504
and 506 of the Indian Penal Code and Section 27 of the Arms
Act.

3. As per allegation in the FIR, informant along with
his brother and deceased Nidhu Kunwar were returning to hime
after cutting grass from Diyara, in the meantime, petitioner and
other co-accused persons having deadly weapong started
abusing and assaulting to the son of the informant. On order of
co-accused Mukesh Kumwar, petitioner fired two rounds which
hit his son as a result of which he fell down thereafter Ankit
Kunwar blow axe on his head due to which he succumbed to



injuries on spot.

4. It is submitted by learned counsel for the petitioner that petitioner has been falsely implicated in this case. In fact, deceased was himself a veteran criminal and he might be killed by his enemies. Petitioner and informant are agnate and due to land dispute, several family members of the petitioner were dragged in the present case.

5. In compliance of the order dated 16.02.2024, a progress report has been received, which suggests that trial may be concluded within a period of six months.

6. Having heard learned counsel for the parties and taking into consideration that trial is likely to be concluded in near future, I am not inclined to grant bail to the petitioner and as such, his application for bail is rejected.

7. Trial court is directed to expedite and conclude the trial within stipulated period failing which petitioner will be at liberty to renew his prayer for bail.

(Sunil Kumar Panwar, J)

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