

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42578 of 2023

Arising Out of PS. Case No.-32 Year-2023 Thana- VAISHALI District- Vaishali

NAND KISHORE SINGH S/O MAHENDRA SINGH R/O Village-
Husenaraghav, PS. Vaishali, Dist. Vaishali

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Chandra Gandhi

For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

9 08-02-2024 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 connection with
Vaishali P.S. Case No. 32 of 2023 instituted for the offence under
Sections 307, 120(B) of the Indian Penal Code and Sections 25(1-
b)a, 26, 27 of the Arms Act.

3. As per allegation in the FIR, the informant alleged
that while his father Bharat Prasad Singh was sitting at the gran
godown, meanwhile the petitioner came and took the pistol from
his waist and shot upon chest of the informant's father due to
which he sustained to injury. The petitioner was arrested from
whose possession, one pistol along with khokha was recovered.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and committed no offence. The petitioner is
owner of a piece of land situated in front of informant's godown



for which the informant and his brother put pressure to sell but the petitioner was not ready to sell the land and for that reason, he has falsely been implicated in this case. The petitioner is languishing in judicial custody since 31.1.2023.

5. Learned APP appearing for the state and learned counsel for the informant have vehemently opposed the prayer of regular bail and submitted that the petitioner is named in the FIR who has specifically been alleged to fire upon the father of the informant due to which he sustained gunshot injury. The medical report of the informant's father annexed at para 33 of the case diary as well as in counter affidavit also corroborates the prosecution case. It is also submitted that witness of the case supported the prosecution case. The petitioner has got one criminal antecedent.

6. Having heard the learned counsel for the parties and considering the direct allegation of firing against the petitioner, this court is not inclined to enlarge the petitioner on bail and, as such, his prayer for bail stands rejected.

7. The trial Court is directed to expedite the trial and conclude the same as soon as possible.

(Sunil Kumar Panwar, J)

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