

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50366 of 2024

Arising Out of PS. Case No.-216 Year-2020 Thana- KHANPURA District- Samastipur

Mintu Paswan Son of Saryug Paswan, R/o Village- Nathudwar, PS- Khanpur,
Dist- Samastipur.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Piyush Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

5 13-12-2024 Heard Mr. Piyush Kumar Pandey, the learned
counsel for the petitioner and Mr. Prem Kumar Jha, the learned
Additional Public Prosecutor for the State.

2. Petitioner seeks regular bail who is in custody since
09.02.2024 in connection with G.R. No. 2791 of 2020, arising
out of Khanpur P.S. Case No. 216 of 2020, FIR dated
15.11.2020, registered for the offences punishable under
Sections 120(B), 364, 302 and 201 of the Indian Penal Code.

3. According to the prosecution case, the son of
informant used to have altercations with one Neeraj Paswan,
who used to threaten him to remove his *gumti* from the disputed
land or he will be abducted and killed. It is further alleged that
one day the said Neeraj Paswan took informant's son, and the
informant's son never returned back.



4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been implicated in the present case. He further submits that the allegation levelled in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. He lastly submits that as per allegation in the FIR, there is no direct allegation against the petitioner.

5. Vide order dated 22.11.2024, a report was called for with regard to the stage of the trial and report dated 29.11.2024 of the learned trial Court reveals that altogether seven witnesses including the informant and investigating officer has been examined and the case is pending for the examination of the doctor.

6. The learned Additional Public Prosecutor for the State on the other hand has vehemently opposed the prayer for bail of the petitioner.

7. Considering the aforesaid facts and circumstances, the nature of allegation levelled in the FIR as well as the report of the learned trial Court, I am **not** inclined to enlarge the petitioner on bail in connection with Khanpur P.S. Case No. 216 of 2020, pending in the Court of learned Sessions Judge-V, Samastipur.



8.
- Prayer is refused.
9.
- However, the learned trial Court is directed to expedite the trial and conclude the same at the earliest.

(Rajesh Kumar Verma, J)

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