

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53830 of 2023

Arising Out of PS. Case No.-44 Year-2023 Thana- NARHATT District- Nawada

Vimal Kumar @ Dimpal S/O Naresh Singh R/O Katdhara, P.S- Narhat
(Sitamarhi), Distt.- Nawada.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Madan Prasad Singh No.2, Advocate
For the State	:	Mr. Arvind Kumar Pandey, APP
For the Informant	:	Mr. Ram Prawesh Kumar, Advocate

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 15-03-2024 Heard learned counsel for the petitioner and learned APP
for the State, as well as learned counsel for the informant and
perused the case diary.

2. The petitioner seeks bail in connection with narhat
(Sitamarhi) PS Case No. 44 of 2023, instituted for the offences
under Sections 302 & 34 of the Indian Penal Code.

3. As per the prosecution case, petitioner has fired
upon the father of the informant, due to which he died.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. Charge-sheet has been submitted in this case.
The petitioner is in custody since 08-02-2023 and has no
criminal antecedent. It is submitted that informant is not the



eye-witness.

5. Learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the prayer for grant of bail to the petitioner. Learned APP further submits that there is specific allegation against the petitioner of firing upon the father of the informant due to which he died. It is submitted that charge has already been framed in this case by the trial Court and trial is in process.

6. Considering the nature of accusation against the petitioner and the gravity of the offence, I am not inclined to grant bail to the petitioner. The prayer is *rejected*. The Trial Court is directed to expedite the trial.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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