

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72406 of 2023

Arising Out of PS. Case No.-32 Year-2023 Thana- SISWAN District- Siwan

Raish Khan @ Md Raish Khan Son Of Late Kamrul Khan @ Md. Kamrul
Khan Resident Of Village- Gayaspur, P.S.- Siswan, Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ranjeet Kumar Pandey, Advocate
		Mr. Rajesh Kumar, Advocate
For the Opposite Party/s	:	Mr. Arun Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

3 07-02-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Siswan P.S. Case No. 32 of 2023, registered for the offences
punishable under Sections 341, 323, 307, 504, 506 and 34 of the
Indian Penal Code and Section 27 of the Arms Act and Section
302 of the Indian Penal Code also added later on.

3. As per the prosecution case, allegation against the
petitioner is that he along with other co-accused persons
indiscriminately fired upon the informant causing grievous
injury to the informant who during the treatment died in the
hospital.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has been falsely implicated in this case. He further submits that the petitioner himself surrender in the Court Below on 19.05.2023 and there is no material against the petitioner. He also submits that the petitioner was not present at the place of occurrence and due to village politics he has been implicated in this case.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner submitting that the petitioner has criminal antecedent of 48 cases which includes heinous crimes also and he is a habitual criminal.

6. Considering the facts and circumstances of the case, nature of allegation against the petitioner and the 48 criminal antecedents of the petitioner, this Court is not inclined to grant bail to the petitioner and the prayer for bail of the petitioner is, accordingly, rejected.

(Sunil Dutta Mishra, J)

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