

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78090 of 2023

Arising Out of PS. Case No.-205 Year-2019 Thana- BHORE District- Gopalganj

VINAY KUMAR MISHRA @ VINAY MISHRA SON OF LATE SURESH
MISHRA RESIDENT OF VILLAGE- BHADAWHI PS- BHOREY DIST
-GOPALGANJ

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Madhav Raj
For the Opposite Party/s	:	Mr. Jharkhandi Upadhyay
For the Informant	:	Md. Asshar Mustafa
		Mr. Abu Nasar

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 29-02-2024 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

2. The petitioner seeks bail in connection with
Bhore P.S. Case No. 205 of 2019 registered for the offence
under Sections 302, 404 and 120B/34 of the Indian Penal Code
and under Section 27 of the Arms Act.

3. As per the prosecution case, the petitioner is
accused of firing at the deceased along with five more persons.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and he has falsely been implicated in
this case.

5. It is also submitted by the learned counsel for



the petitioner that the petitioner is in jail since 5.4.2023.

6. Learned APP for the State assisted by learned counsel for the informant have vehemently opposed the prayer of the petitioner for grant of bail by contending that it is a serious case of murder and the petitioner is an absconder also. He further submits that the prayer for bail of similarly situated accused persons has been rejected by this Court.

7. Considering the aforesaid facts, this Court is not inclined to grant bail to the petitioner.

8. Accordingly, this application is dismissed.

9. The trial Court is directed to expedite the trial of the petitioner and conclude the same at the earliest. If there is no sufficient progress in the trial due to the fault of the prosecution side then the petitioner may renew his prayer for grant of bail.

(Sandeep Kumar, J)

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