

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26821 of 2019

Arising Out of PS. Case No.-25 Year-2018 Thana- BHARGAMA District- Araria

MANOJ MEHTA @ MANOJ MAHTO Son of Jag Narayan Mehta Resident
of Village - Tonaha, P.S.- Bhargama, District - Araria

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Rana
For the Opposite Party/s : Mr.Braj Kishore Pd.(App)

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

5 03-07-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in Bhargama P.S. Case No.
25/2018, instituted for offence under Section(s) 25(1-b)a and 26 of
Arms Act.

Earlier prayer for bail of petitioner was rejected by this
Court vide order dated 04.10.2018 passed in Cr. Misc. No.
54100/2018 with liberty to renew prayer for bail after six months
in the event no substantive progress is made in trial.

It is alleged in the written report that on the date of
occurrence during patrolling duty police got information that
petitioner used to manufacture and sell illegal arms. On such
information, police raided the house of petitioner and recovered
several material meant for manufacturing firearms. It is further



alleged that the petitioner and one Md. Farooque were arrested by police on the spot.

Report of the Court below regarding present stage of trial has been received, from which it appears that only one witness has been examined in this case till date.

In this manner, no substantial progress has been made in trial after passing of order dated 04.10.2018 in Cr. Misc. No. 54100/2018.

Petitioner is in custody since 11.02.2018.

Keeping in view the period of custody spent by petitioner and no substantial progress having been made in trial, prayer of the petitioner for grant of bail is allowed. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M. Vith, Araria, in connection with Bhargama P.S. Case No. 25/2018, subject to the conditions that

- (I) both the bailors shall be the close relative of the petitioner.
- (II) Petitioner shall be present on each and every date fixed by the court and absence on two consecutive dates without valid reason will result in



cancellation of bail bond of the
petitioner and

(III) if petitioner tamper with the evidence in
the case, prosecution will be at liberty
to move for cancellation of bail bond of
the petitioner.

(Sanjay Priya, J)

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