

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28543 of 2020

Arising Out of PS. Case No.-18 Year-2020 Thana- BODHGAYA District- Gaya

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KUNDAN KUMAR SINGH S/o Durga Singh Resident of Village- Nima
Budhoul Vishunpur, P.S.- Amas, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Sharma

For the Opposite Party/s : Mr. Murlidhar

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 12-11-2020 Heard learned Counsel for the petitioner and learned

Additional Public Prosecutor representing the State, through

Video Conferencing.

The petitioner seeks regular bail in connection with
Bodh Gaya P.S. Case No. 18 of 2020 registered for the offences
punishable under Sections 414 of the Indian Penal Code and
Sections 25 (1-b)a/26/35 of the Arms Act.

The allegation, as per the First Information Report, is
that in course of investigation of Bodh Gaya P.S. Case No. 333
of 2019, one Rahul Pandey was apprehended and upon enquiry,
he disclosed that some persons were planning to commit murder
of Chunchun Pandey etc. and on the basis of statement made by
Rahul Pandey, the police arrived and conducted raid in the
house of Gauri Shankar Pandey and recovered one loaded pistol,



mobile phones and Rs. 42,280/- cash and one mobile phone has been recovered from the petitioner.

Learned Counsel for the petitioner submits that the petitioner has falsely been implicated in this case and from perusal of the First Information Report and the seizure list, it would be evident that only one mobile phone has been recovered from the possession of the petitioner and no incriminating article has been recovered from possession of the petitioner. He further submits that for the same occurrence, another case, being Bodh Gaya Police Station Case No. 17 of 2020, has been lodged and the petitioner has been granted bail in connection with Bodh Gaya Police Station Case No. 17 of 2020, vide order passed in Criminal Misc. No. 26437 of 2020. He further submits that the petitioner is in custody since 12.01.2020.

After having heard learned Counsel for the parties and taking into consideration the materials on record and the fact that the petitioner is in custody since 12.01.2020, I am inclined to grant bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon furnishing bail bond of Rs. 10,000/- (ten thousand) with



two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya, in connection with Bodh Gaya Police Station Case No. 18 of 2020.

It is further made clear that at the time of furnishing bail bonds, all the parties shall follow the guidelines regarding social distancing.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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