

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18614 of 2020

Arising Out of PS. Case No.-249 Year-2019 Thana- BODHGAYA District- Gaya

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SUBHASH PANDEY @ SUBASH PANDEY Son of Ramji Pandey Resident
of Village - Bhakura, Simari, P.S.- Simari, District - Buxar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ramashish, Adv.

For the Opposite Party/s : Mr. Umanath Mishra, APP

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CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

3 02-02-2021 Heard Mr. Ramashish, learned counsel for the

petitioner and Mr. Umanath Mishra, Additional Public

Prosecutor for the State.

2. Petitioner seeks regular bail in connection with
Bodh Gaya PS Case No. 249/2019 registered for the offence
punishable under Sections 467, 468, 471, 420 of the IPC and
Section 25(1-B) A/26 of the Arms Act.

3. This is the second attempt for regular bail made on
behalf of the petitioner inasmuch as the bail application of the
petitioner was earlier rejected by a Co-ordinate Bench of this
Court in Cr. Misc. No. 47664/2019 *vide* order dated 07.08.2019
with a liberty to renew his prayer for bail after six months if no
substantive progress is made in the trial.

4. The allegation, as per First Informant Report,



against the petitioner is that he was found in possession of fire arm on the basis of forged license.

5. Learned counsel for the petitioner submits that the petitioner is in custody since 06.06.2019 and a report by this Court was called for *vide* order dated 04.06.2020 regarding stage of the trial, in pursuance thereof, a report has been furnished by Judicial Magistrate 1st Class, Gaya vide letter No. 22 dated 15.06.2020 and from perusal of the same, it appears that charges have been framed against the petitioner on 07.11.2019 and no witness has been examined since then.

6. Having regard to the submissions made by the parties and taking into consideration the material on record and the fact that the trial has not made any progress and the petitioner has remained in custody since 06.06.2019, I am inclined to granted regular bail to the petitioner.

7. Accordingly, let the petitioner, SUBHASH PANDEY @ SUBASH PANDEY 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 Sri Sumeet Kumar Singh, learned Judicial Magistrate 1st Class, Gaya/ the court conderned in connection with Bodh Gaya PS Case No. 249/2019.



8. Needless to say that at the time of furnishing bail bonds all the parties shall follow the guidelines of social distancing.

(Anil Kumar Sinha, J)

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