

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28376 of 2022**

Arising Out of PS. Case No.-362 Year-2015 Thana- FORBESGANJ District- Araria

Pappu @ Pappu Yadav @ Pawan Yadav, S/o Samat Lal Yadav Resident of
Village - Achra, P.S. - Fulkaha, District - Araria.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gopal Kumar Jha, Advocate

For the Opposite Party/s : Mr. Umesh Lal Verma, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER**

5 21-12-2022 Heard learned counsel appearing on behalf of the
petitioner and learned A.P.P. appearing for the State.

The petitioner, who is in custody since 17.08.2020
seeks regular bail in connection with Forbesganj (Simraha) P.S.
Case No. 362 of 2015, for the offence punishable under Section
386 of Indian Penal Code, pending in the Court of learned Chief
Judicial Magistrate, Araria.

The prosecution case, in brief, is that informant
lodged the present case against unknown caller of mobile no.
7870758825 and subsequent to same by other two mobiles
referred in the F.I.R. for life threatening for identifying the
petitioner in T.I.P.

Learned counsel appearing on behalf of the
petitioner submits that petitioner is innocent and he has falsely
been implicated in this case. He further submits that the alleged
mobile number does not belongs to the petitioner. He further



submits that the petitioner was in custody at the time of lodging of F.I.R. The petitioner is in custody since 17.08.2020.

Learned A.P.P. for the State has opposed the prayer for grant of bail to the petitioner.

Considering the nature of allegation made in the F.I.R. and the number of cases pending against the petitioner, this Court had rejected the bail application filed on behalf of the petitioner vide order dated 31.01.2022 passed in Criminal Miscellaneous No. 43041 of 2021 and liberty was granted to the petitioner to renew his prayer for bail.

The trial Court is directed to proceed with the trial expeditiously and conclude the same within a period of 12 months from the date of this order. The Superintendent of Police, Araria is directed to produce all the prosecution witnesses on the date fixed by the learned court below.

If no substantial progress takes place in the trial, the petitioner, if so advised, may renew his prayer for bail after the aforesaid period of 12 months.

Accordingly, the bail application stands disposed of.

(Purnendu Singh, J)

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