

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29988 of 2024

Arising Out of PS. Case No.-276 Year-2023 Thana- ASHTHAWAN District- Nalanda

Pankaj Kumar, Male, aged about 24 years, S/o Ganesh Prasad @ Ganesh
Yadav R/o vill - Nari Kishunpur, P.S. - Noorsarai, Distt. - Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Samir Kumar Sinha

For the Opposite Party/s : Mr.Anil Kumar

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 19-04-2024 Heard learned counsel appearing on behalf of the
parties.

2. The petitioner seeks bail in connection with
Asthawan P.S. Case No.-276 of 2023 registered for the offence
under Sections 401, 414, 419, 467, 468, 471 and 120(B)/34 of
the Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the
Arms Act.

3. As per the prosecution case, it is a case of
recovery of some arms.

4. Learned counsel for the petitioner has submitted
that petitioner has falsely been implicated in this case. He next
submits that one country made pistol and three live cartridges
and also one TVS motorcycle bearing registration no.BR52B-



9516 were also recovered from the possession of the petitioner and the said motorcycle belongs to the relative of the petitioner. Similarly situated co-accused person has already been granted bail by this Court through Cr. Misc. No.17992 of 2024 on 14.03.2024. Petitioner is in custody since 28.10.2023.

5. Learned APP appearing for the State, opposes the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be directed to be released on bail *after framing of the charge* in connection with Asthawan P.S. Case No.276 of 2023 on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of I/c. Judicial Magistrate 1st Class, Nalanda at Biharsharif/concerned Court.

7. The trial court is directed to conclude the proceeding of framing of charge according to law within a period of 15 (fifteen) days from the date of receipt of a copy of this order. However, it is made clear that *if the charge-sheet has not been submitted* then the above named petitioner shall be released on bail on furnishing bail bond with further condition that the petitioner have to present physically on each and every date before the Trial Court till conclusion of the proceeding of



framing of charge.

(Ramesh Chand Malviya, J)

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