

ITEM NO. 57

COURT NO.7

SECTION IIA

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).4284/2009

(From the judgement and order dated 06/05/2009 in CRLM No.  
11585/2009 of The HIGH COURT OF PATNA)

VISHESWAR PANDIT Petitioner(s)

VERSUS

STATE OF BIHAR Respondent(s)

(With appln(s) for exemption from filing O.T.,bail and office  
report)

Date: 14/12/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN

HON'BLE MR. JUSTICE T.S. THAKUR

For Petitioner(s) Mr. Amit Pawan,Adv.

For Respondent(s) Mr. Gopal Singh,Adv.

UPON hearing counsel the Court made the following  
O R D E R

Leave granted.

Having regard to all these circumstances, we allow  
the appeal; set aside the impugned order and direct that  
the appellant shall be admitted to bail on his furnishing  
a personal bond in the sum of Rs. 25,000/- with one  
solvent surety in the like amount to the satisfaction of  
the trial Court.

The appellant shall not try to influence any of  
the witnesses and shall also cooperate with the  
investigation trial.

The appeal stands disposed of.

[ Usha Bhardwaj ]

Court Master

[ Pushap Lata Bhardwaj ]

Court Master

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 2387 OF 2009

(Arising out of SLP(Crl.) No.4284/2009)

Visheswar Pandit .. Appellant(s)

Versus

State of Bihar .. Respondent(s)

O R D E R

Leave granted.

This appeal is directed against order dated 6th May,

2009 passed by the High Court of Judicature at Patna in Criminal Miscellaneous No.11585 of 2009. By the impugned order the High Court has declined the prayer of the appellant for grant of regular bail pending trial for offences allegedly committed by him under Sections 406/409/420/467/468/34/120-B of the Indian Penal Code.

We have heard learned counsel for the appellant as also for the State.

It is submitted by learned counsel for the appellant that out of total five accused three accused have already been admitted to bail and further an amount of Rs.5,45,235/- allegedly misappropriated has also been deposited. It is also pointed out that although the appellant is in custody since 18th July, 2008 there has been no progress in the trial.

Having regard to all these circumstances, we allow the appeal; set aside the impugned order and direct that the appellant shall be admitted to bail on his furnishing a personal bond in the sum of Rs. 25,000/- with one solvent : 2 :

surety in the like amount to the satisfaction of the trial Court.

The appellant shall not try to influence any of the witnesses and shall also cooperate with the investigation trial.

The appeal stands disposed of.

.....J.  
[ D.K. JAIN ]

.....J.  
[ T.S. THAKUR ]

NEW DELHI,  
DECEMBER 14, 2009.