

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.57932 of 2023**

Arising Out of PS. Case No.-216 Year-2023 Thana- KHAGARIA District- Khagaria

CHHEDI YADAV @ CHADI YADAV SON OF LATE BHOLA YADAV  
RESIDENT OF JANGALI MANDAL TOLA, P.S. - KHAGARIA  
(MUFASSIL), DISTRICT – KHAGARIA

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Harsh Singh  
For the Opposite Party/s : Mr.Binod Kumar

**CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR  
ORAL ORDER**

4      04-12-2023                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner has prayed for regular bail in a case  
instituted for the offence under Sections 25(1-b)AA, 26(i)(ii)  
and 35 of the Arms Act.

3. The allegation against the petitioner along with  
others is of engaging in making illegal weapons.

4. It is submitted by learned counsel for the petitioner  
that petitioner has been falsely implicated in this case. He has  
committed no offence. From the perusal of the FIR and the



seizure list would reveal that while the FIR claims that the maize field belongs to the petitioner, in the seizure list it is stated that the field is under cultivation of petitioner as a *Bataidar*. It is categorically stated that the petitioner has no concern with the maize field and is neither the owner of the field nor is a *Bataidar* of the field and the field in question belongs to one Amit Yadav. He further submitted that the petitioner has no concern with the seized items and the seizure is in teeth of provisions of Section 100 of the Cr.P.C. It is stated that petitioner was not arrested from the place of occurrence but from his residence and has been falsely implicated in the case only on account of criminal antecedent. He is languishing in judicial custody since 05.03.2023.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case as well as the period of custody, this court is inclined to enlarge the petitioner on bail **after framing of charge, if not framed**. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of



the learned Additional Sessions Judge-VI, Khagaria in  
connection with Khagaria P.S. Case No. 216 of 2023.

**(Sunil Kumar Panwar, J)**

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