

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.15518 of 2024**

Arising Out of PS. Case No.-40 Year-2023 Thana- ISHAKCHAK District- Bhagalpur

Chikku Yadav Son of Bablu Yadav Resident of Village- Laluchak Batha, P.S.-  
Ishakchak, Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

|                    |   |                            |
|--------------------|---|----------------------------|
| For the Petitioner | : | Mr. Dwij Raj, Advocate     |
| For the State      | : | Mr. Uday Chand Prasad, APP |

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH  
MISHRA**

ORAL ORDER

2      12-03-2024              Heard learned counsel for the petitioner and learned APP  
for the State.

2.      The petitioner seeks bail in connection with  
Ishakchak P.S. Case No. 40 of 2023 instituted for the offence  
under Sections 414 & 34 of the Indian Penal Code and Sections  
25(1-B)a, 26, 27 & 35 of the Arms Act.

3.      Prosecution case in a nutshell is that there is  
recovery of one loaded country made pistol and one live  
cartridges from the possession of co-accused, namely, Ravi  
Kumar.

4.      It has been submitted on behalf of the petitioner  
that the petitioner is in custody since 18-03-2023. Petitioner  
bears five criminal antecedents, as per disclosure made in



paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Name of the petitioner has transpired on the basis of confessional statement of co-accused, namely, Ravi Kumar, who has been granted bail by a Co-ordinate Bench of this Court *vide* order dated 03-10-2023, passed in Cr. Misc. No. 58928 of 2024. Charge sheet has already been submitted in this case.

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

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, manner of implication and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Ishakchak P.S. Case No. 40 of 2023.

**(Rudra Prakash Mishra, J)**

Raj Kishore/-

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