

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9295 of 2025

Arising Out of PS. Case No.-565 Year-2024 Thana- RAJAON District- Banka

Prince Kumar, Male, 28 years, son of Prakash Yadav, resident of village-
Garbhukitta, P.S.- Rajoun, District- Banka

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey, Advocate

For the Opposite Party/s : Mr. Satyendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

3 15-05-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with Rajoun
PS Case No.565 of 2024 dated 24.11.2024, instituted for the
offence punishable under Sections 303(2), 317(2) of the
Bharatiya Nyaya Sanhita, 2023, and Sections 25(1-b)a, 26, 27
and 35 of the Arms Act.

3. The allegation is of recovery of country-made
pistol, two live cartridges and two empty cartridges from the
possession of the petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. Nothing has been recovered from the conscious possession
of the petitioner, rather, the incriminating articles were



implanted the police personnel. Lastly, it is submitted that the petitioner is in custody since 24.11.2024 and five cases are pending against the petitioner.

5. Learned APP has opposed the prayer for bail.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the CJM, Banka, in Rajoun PS Case No.565 of 2024, subject to the conditions (i) that the petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below, (ii) that one of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife, (iii) that the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse, (iv) that if the petitioner tampers with the evidence or the witnesses, in that



case, the prosecution will be at liberty to move for cancellation of bail and (v) that the petitioner within two weeks after his release from custody shall appear before the SHO of the local PS along with a copy of this order and thereafter shall appear every fortnightly to mark his attendance till the framing of charge in the case.

7. The application stands allowed.

(Khatim Reza, J)

J. Alam/-

U		T	
---	--	---	--

