

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9600 of 2025

Arising Out of PS. Case No.-228 Year-2024 Thana- RIVILGANJ District- Saran

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Ajit Kumar Son of Late Brij Mohan Sah Resident of Village- Jigna Twiary
Tola, P.S.- Revilaganj, District- Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Hemant Kumar, Advocate

For the Opposite Party/s : Mr. Bharat Lal, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 28-02-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 317(4), 318(4), 338,
336(3) of the Indian Penal Code and Section 25(1-b)(a), 26, 35
of the Arms Act.

3. As per the prosecution case, the police arrested
two persons from which one knife, two live cartridges of 8mm
KF, one I-phone 13 mobile, one country made katta were
recovered.

4. Learned counsel for the petitioner submits that
the petitioner is innocent and has committed no offence and has
falsely been implicated in this case. He submits that the
petitioner has no concern with seized country made pistol, a live



cartridge mobile and motorcycle and any incriminating articles. He further submits that the petitioner is languishing in custody since 01.08.2024. The petitioner has five criminal antecedents as mentioned in para-3 of this application.

5. Learned APP for the State opposed the prayer for bail.

6. Considering the facts and circumstances of the case and the criminal antecedents of the petitioner, this Court is not inclined to grant regular bail to the petitioner. Accordingly, the prayer of regular bail of the petitioner is hereby rejected in connection with Rivilganj P.S. Case No.228 of 2024.

7. However, the learned trial court is directed to verify the fact as to whether charge against the petitioner has been framed or not. If the charge against the petitioner has been framed, the learned trial court is directed to release the petitioner on bail on its own satisfaction. If the charge against the petitioner has not been framed, in that event, the petitioner shall be at liberty to renew his prayer for bail before the learned Court below after framing of charge.

(Anjani Kumar Sharan, J)

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