

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11958 of 2025

Arising Out of PS. Case No.-743 Year-2024 Thana- AHIYAPUR District- Muzaffarpur

Vikash Kumar @ Sonu S/O Lakhan Bhagat Village- Mahpur, Rampur
Jaipal, P.S.- Garhan, Ahiyapur, District- Muzaffarpur. At Present
Village- Kafain Chaudhari, P.S.- Bochahan, District- Muzaffarpur

... .. Petitioner

Versus

The State of Bihar Patna

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Chandra Shekhar Anand, Advocate

For the Opposite Party/s : Mr.Binod Kumar, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

8 13-10-2025 Heard learned counsel appearing on behalf of the

petitioner and learned A.P.P. for the State.

2. The accused/petitioner seeks bail in connection
with Ahiyapur P.S. Case No. 743 of 2024 registered for the
offences under Sections 307, 353, 332, 414, 379, 411, 224,
427 & 34 of the Indian Penal Code and under section 25(1-B)
(a), 26, 27, 35 of the Arms Act, pending in the court of
learned 11th Additional District & Sessions Judge,
Muzaffarpur.

3. The accused/petitioner is named in the First
Information Report and is in custody since 07.06.2024.

4. Allegation against the petitioner is to open fire



upon police party after snatching service revolver while he was in custody.

5. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner implicated with the present case out of his criminal antecedent, as he found involved in five more criminal cases. It is submitted that petitioner is on bail in one case. It is pointed out that no injury was caused out of alleged firing and, therefore, the intention of causing death cannot be gathered from the present factual scenario.

6. While concluding argument, it is submitted that petitioner remains in custody since 07.06.2024 i.e. about one year and three months and not even a single prosecution witness was examined till date, however, he fairly conceded that trial of this case has already commenced.

7. Learned A.P.P. for the State, while opposing the prayer for bail of the petitioner, submitted that allegation of firing upon police party after snatching service revolver is specifically available against this petitioner.

8. In view of aforesaid factual submission and by



taking note of the fact as specific allegation *qua* snatching of service revolver and firing upon police through same revolver is specifically available against this petitioner, coupled with the fact that petitioner found involved in five more criminal cases, accordingly, prayer of bail of the petitioner stands rejected.

9. However, considering the custody period of petitioner i.e. from 07.06.2024, learned trial court is directed to conclude the trial preferably within a period of nine (9) months from the date of receipt/communication of a copy of this order, failing which, petitioner may renew the prayer of bail, if so advised.

(Chandra Shekhar Jha, J)

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