

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18829 of 2025

Arising Out of PS. Case No.-95 Year-2024 Thana- NARAINPUR District- Bhojpur

Sunil Kumar S/o Shri Bhagwan Singh @ Bhagavan Singh Resident of Vill-
Bhaluni, P.S- Narayanpur, Distt.- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

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

ORAL ORDER

2 03-04-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Naryanpur P.S. Case No. 95 of 2024 instituted for the offence
under Sections 25(1-B)a, 26 & 35 of the Arms Act.

3. As per prosecution case, there is recovery of one
country made pistol and two live cartridges from the house of
the petitioner.

4. It has been submitted on behalf of the petitioner
that the petitioner is in custody since 16-11-2024. Petitioner
bears seven 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. No incriminating article has been recovered from the possession of the petitioner. Petitioner has no direct or indirect connection with regard to the alleged recovery of arms and due to ulterior motive of raiding team, petitioner has become the victim of the circumstances. There is no compliance of Section 103 of the BNSS, 2023.

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 and period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail, *after framing of charge, if not already framed*, 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 Naryanpur P.S. Case No. 95 of 2024, subject to the following conditions:

(I) One of the bailors shall be own/close member of the family of the petitioner.

(II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on



two consecutive dates, the Trial Court will have liberty to
cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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