

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17525 of 2025

Arising Out of PS. Case No.-373 Year-2024 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Pritam Kumar @ Ghutra @ Ghutro @ Ghutrs S/O Rajeev Singh @ Rajeev
Kumar Singh @ Rajeev @ Rajo Singh R/O Village- Hanumangadhi
(Hanumangarhi), Ward No. 45, Mohan Eghu P.S. Muffasil, Distt.- Begusarai.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sandip Kumar Gautam, Advocate
For the Opposite Party/s : Mr. Anil Kumar Singh No. 1, APP

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

ORAL ORDER

2 24-03-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in connection with
Muffasil P.S. Case No. 373 of 2024, instituted for the offences
punishable under Section 317(4) of the Bharatiya Nyaya
Sanhita, 2023, read with Sections 25(1-B)(a) and 26 of the Arms
Act.

3. The prosecution case, in short, is that, there is
recovery of one country made pistol along with two live
cartridges and one stolen motorcycle from the possession of the
petitioner.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner further submits that the petitioner has got no concern with the alleged recovery of arms. The petitioner was a passerby of that way and he was arrested by the police on the basis of suspicion. The petitioner is in custody since 22.10.2024 and has got five criminal antecedents in which he has been acquitted in four cases. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail ***after framing of charge, if not already framed*** on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Muffasil P.S. Case No. 373 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)

Rajorshi/-

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