

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 26168 of 2025

Arising Out of PS. Case No.-269 Year-2023 Thana- MANIHARI District- Katihar

Sahbali Yadav @ Sahabali Yadav Son of Late Baburam Yadav Resident of
Village - Mirjapur Baghar, P.S.- Manihari, District - Katihar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar

For the Opposite Party/s : Mr.Awadhesh Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND
MALVIYA**

ORAL ORDER

2 07-05-2025 Heard learned counsel for the petitioner and
learned APP for the State.

2. Petitioner seeks regular bail for the offence punishable under Sections 399 and 402 of the Indian Penal Code and Sections 25(1-b)a/26/35 of the Arms Act.

3. As per allegation, one country made pistol as well as 24 live cartridges, one knife, two mobile phones were recovered from co-accused Ram Niwas Yadav.

4. Learned counsel for the petitioner submits that petitioner is innocent and he has been falsely implicated in this case. He further submits that there is no recovery from the conscious possession of the petitioner and the name of the petitioner has transpired on the basis of the confessional



statement of the other co-accused person. He next submits that similarly situated co-accused has been granted bail by this Court passed in Cr. Misc. No. 6509 of 2025 and petitioner is in custody since 16.12.2024.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In view of the aforesaid circumstances as well as fact that the name of the petitioner has transpired on the basis of the confessional statement of the other co-accused persons and similarly situated co-accused has been granted bail by this Court passed in Cr. Misc.No.6509 of 2025, so I am inclined to grant bail to the petitioner. Let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/-(ten thousands) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Katihar in connection with Manihari P.S. Case No. 269 of 2023.

(Ramesh Chand Malviya, J)

Brajesh Kumar/-

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