

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40621 of 2025

Arising Out of PS. Case No.-94 Year-2025 Thana- RAJAPAKAR District- Vaishali

Ayush Raj @ Bullet @Ayushraj @ Aayush Kumar Son of Indrajeet Singh
Resident of Village- Rajapakar, Paschmimi Tola, P.S.- Rajapakar, Distt.-
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Chandra Gandhi, Advocate

For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP

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

ORAL ORDER

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

2. The petitioner seeks bail in connection with Rajapakar P.S. Case No. 94 of 2025, instituted for the offences punishable under Sections 351(2), 3(5) of the Bharatiya Nyaya Sanhita, 2023, read with Sections 25(1-B)(a), 26, 25(ix) of the Arms Act and Section 66 of the I.T. Act.

3. The prosecution case, in short, is that, the petitioner has been made accused in this case under the Arms Act on the basis of viral video in which three boys were seen roaming and firing near Rajapakar Post Office.

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



present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that recovery of arms have been made from the possession of co-accused, namely, Chandan Kumar and no recovery has been made from the possession of the petitioner. It is next submitted that the petitioner was not arrested on spot. Name of the petitioner has transpired in this case on the basis of disclosure made by Mahal Chaukidar. The petitioner is in custody since 15.03.2025 and has got no criminal antecedent. Learned counsel for the petitioner further submits that similarly situated co-accused has been granted regular bail by a Co-ordinate Bench of this Court vide order dated 25.06.2025 passed in Cr. Misc. No. 38505 of 2025.

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 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 Rajapakar P.S. Case
No. 94 of 2025, 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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