

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.47701 of 2025**

Arising Out of PS. Case No.-325 Year-2024 Thana- SHAMBHUGANJ District- Banka

Pawan Thakur S/o Tunni Thakur Resident of Village-Bardo Tola Rahmatpur  
Dhongola, P.O and P.S-Asarganj, District-Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Sanjay Kumar Pandey, Adv

For the Opposite Party/s : Mr.Rajiv Nayan, APP

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

ORAL ORDER

2      08-08-2025                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner is in custody in connection with Sambhuganj P.S Case No. 325 of 2024 registered for the offences punishable under Sections 25(1-B)a and 26 Arms Act.

3. As per allegation in the FIR, one country made pistol and five live cartridge have been recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that petitioner has falsely been implicated in this case. He next submits that petitioner's name has been figured due to village politics. He further submits that nothing has been recovered from the conscious possession of the petitioner. It is also



submitted that petitioner is in judicial custody since 17.11.2024 having clean antecedent as mentioned in paragraph no. 3 of the bail petition.

5. However, learned APP for the State oppose the prayer for regular bail of the petitioner.

6. On perusal of the FIR and impugned order dated 22.04.2025, it appears that though the alleged recovered was made from the possession of the petitioner but he is in custody since 17.11.2024 i.e. approximately nine months and possesses clean antecedent. So, considering the period of custody and also the materials available on record and considering the aforesaid facts and circumstances of the case and submissions made on behalf of the learned counsel for the petitioner, let the above named petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Shambhuganj P.S. Case No. 325 of 2024.

**(Ramesh Chand Malviya, J)**

Sunnykr/-

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