

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56572 of 2025**

Arising Out of PS. Case No.-32 Year-2025 Thana- LAKHNAUR District- Madhubani

Ganesh Kumar Yadav @ Ganesh Yadav S/O Shivnath Yadav @ Shiv Nath Yadav @ Shiv Nandan Yadav R/O Village- Maibi, PS- Lakhnaur, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Bharti, Adv

For the Opposite Party/s : Mr. Sanjay Kumar Sharma, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA PRAKASH SINGH

ORAL ORDER

2 27-08-2025 Heard learned Counsel for the petitioner and learned A.P.P for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Lakhnaur P.S. Case No. 32 of 2025 registered for the offences punishable u/s 338, 336(3), 340(2), 317(5) and 3(5) of the B.N.S and Sections 25(1-B) (a), 26 and 35 of the Arms Act.

3. As per the prosecution case, one country made pistol, two cartridges and one motorcycle were recovered from the house of the petitioner.

4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the case and the house, in question, is a joint property. It is further submitted that no incriminating article has been



recovered from the conscious possession of the petitioner. It is next submitted that the petitioner is neither the owner of the said seized motorcycle nor he has any concern with the alleged recovery. The petitioner has three criminal antecedents as stated in para 3 of the bail petition. The petitioner is in custody since 02.05.2025.

5. Learned A.P.P. for the State has vehemently opposed the bail petition of the petitioner.

6. Considering the aforesaid facts and circumstances of the case as well as the period of custody, the petitioner above-named, is directed to be enlarged on bail on furnishing bail-bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Madhubani, in connection with Lakhnaur P.S. Case No. 32 of 2025, with a condition/s:-

(i). The petitioner is directed to remain physically present before the learned Court below on each and every date, failing which on two consecutive dates without reasonable cause, the bail bond of the petitioner is liable to be cancelled.

7. The application stands allowed.

(Chandra Prakash Singh, J)

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