

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69431 of 2025

Arising Out of PS. Case No.-119 Year-2025 Thana- RAJEPUR District- East Champaran

Shivam Singh @ Shivam Kumar @ Shivansh Rajput S/O Upendra Singh
Resident of village Maniyarpur, P.S.- Rajepur, Dist.- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Abhishek Kumar, Advocate
		Mr. Hemant Ray, Advocate
For the Opposite Party/s :		Ms. Anita Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

2 23-09-2025 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with Rajepur P.S. Case No. 119 of 2025 instituted for the offence under Sections 310(4), 310(5), 111(3) & 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections 25(1-b)a, 26 & 35 of the Arms Act.

3. As per prosecution case, there is recovery of one country made pistol and one live cartridge from the possession



of the co-accused. It is alleged that there is recovery of one live cartridge from the possession of the petitioner.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 16-05-2025. Petitioner bears one criminal antecedent, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. Nothing has been recovered from the conscious possession of the petitioner. Petitioner has no concern with the recovered arms and in fact, petitioner has become the victim of the circumstance. Learned counsel for the petitioner submits that there is no compliance of Section 103 of the BNSS, 2023. Other co-accused has been granted bail by this Court vide order dated 01-09-2025, passed in Cr. Misc. No. 58285 of 2025.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, claim based on parity and period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties



of the like amount each to the satisfaction of Court
below/concerned Court in connection with Rajepur P.S. Case
No. 119 of 2025.

(Rudra Prakash Mishra, J)

Raj Kishore/-

U		T	
---	--	---	--

