

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79274 of 2025

Arising Out of PS. Case No.-641 Year-2025 Thana- SAHARSA SADAR District- Saharsa

Abhinandan Kumar S/o Fulichandra Yadav @ Phuli Chandra Yadav
Resident of Mohalla - Simraha Ward No - 04, Saharsa, P.S - Saharsa Sadar,
District - Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amarnath Jha, Advocate

For the Opposite Party/s : Mr. Shahabuddin Azeem @ S. Azeem, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 19-11-2025 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in connection with
Saharsa Sadar P.S. Case No. 641 of 2025 dated 05.06.2025
instituted for the offence punishable under Sections 25(1-B)a,
26, 35 of the Arms Act

3. Allegation is of recovery of one country made
pistol and two live cartridges kept on the rack of the house.
Three persons including the petitioner were apprehended at the
spot and one person fled away from the place of occurrence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and he has been falsely implicated in this
case. Learned counsel for the petitioner submits that nothing has



been recovered either from the conscious possession of the petitioner or from his house. The seized incriminating articles were recovered from the house wherefrom three persons were apprehended. Lastly, it has been submitted that the petitioner is in custody since 06.06.2025 having twelve criminal cases against him. Charge-sheet has been submitted in the case.

5. Learned A.P.P. for the State opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saharsa in connection with Saharsa Sadar P.S. Case No. 641 of 2025, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. One of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his



wife.

3. The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse.

4. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

5. The petitioner within two weeks of his release from custody shall appear before the S.H.O. of his local area alongwith a copy of this order and shall appear every fortnightly to mark his attendance till the conclusion of trial in the court below.

(Khatim Reza, J)

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