

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.491 of 2026

Arising Out of PS. Case No.-219 Year-2013 Thana- DESARI District- Vaishali

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Pramod Kumar Singh @ Pramod Kumar Kushwaha S/O Julum Singh R/O
Village- Senduari, P.S.- Sadar, Hajipur, District- Vaishali.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Satya Prakash Sinha, Advocate

For the Opposite Party/s : Mr. Uday Chand Prasad, Advocate

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

2 15-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for grant of regular bail in connection with Desari P.S. Case no. 219 of 2013 registered under sections 399 and 402 of Indian Penal Code, sections 25(1-B)a, 26 and 35 of the Arms Act and section 3 and 4 of the Explosive Substance Act.

3. As per the prosecution case, the informant states that on house of one Yogendra Singh being raided by the police party, while one person managed to escape, six others were detained. The persons who were detained disclosed the name of the person who had escaped as the petitioner herein. It is further stated that on search being conducted, loaded country made pistol, live cartridges besides other articles were recovered. Two



stolen motorcycles were also recovered. On inquiry, the accused disclosed that the petitioner had called them for making plans for looting Gamon India.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. Neither was he arrested at the place of occurrence nor any incriminating article recovered from his possession. The only material against him is the statement of the co-accused made before the police. The petitioner has been falsely implicated in the case because of his antecedent. He is in custody since 26.4.2025.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and taking into consideration the allegation against the petitioner in the FIR, the petitioner not having been arrested at the spot, his name having transpired in the statement of co-accused made before police, he having remained in custody for more than eight months since 26.4.2025 and chargesheet having been submitted in the case, the Court directs the petitioner to be enlarged on bail in connection with Desari P.S. Case no. 219 of 2013 (Session Trial no. 469 of 2025) on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of the learned Additional Sessions Judge-VIII, Vaishali
at Hajipur.

(Partha Sarthy, J)

saauravkrsinha/-

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