

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.1588 of 2026

Arising Out of PS. Case No.-460 Year-2022 Thana- KOTWA District- East Champaran

Kyamuddin @ Laddu Miya @ Laddu S/O S K Meraj @ Shaikh Meraj @
Sheikh Miraj Resident of Village- Madhopura/Madhapur, Shaikh Toli, P.S.-
Turkauliya, Distt.- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kundan Rathore@ Kundan Kumar, Advocate
Mr. Mohan Kumar Tiwari, Advocate
For the Opposite Party/s : Mr. Parmanand Prasad, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 31-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 147, 148, 149, 341, 302 of the Indian Penal Code and Section 27 of the Arms Act.

3. The case of the prosecution is that while the informant was returning home with her husband from Dumra Chowk, six FIR named accused persons armed with pistol surrounded them. Subhash Pandey caught the informant and all the accused persons fired on her husband. The informant's husband was brought to Sadar Hospital, Motihari where the doctor declared him dead.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Learned counsel for the petitioner has submitted that the petitioner is not named in FIR rather his name has come on the basis of confessional statement of co-accused Ripu Pandey and Nishant Kumar. From perusal of the FIR, it is clear that the allegation of firing upon the informant's husband is against six named FIR persons. There is no allegation of firing against this petitioner except the confessional statement of Ripu and Nishant, there is nothing against him. It has further been submitted that co-accused Sumit Kumar @ Ravan has already been granted bail by learned co-ordinate Bench of this Court vide order dated 01.07.2025 passed in Cr. Misc. No. 19232 of 2025 and his name has also come on the basis of confessional statement of Ripu Pandey and Nishant Kumar. As such, the case of this petitioner stands on similar footing. Moreover, the petitioner is languishing in judicial custody since 17.08.2023.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named



petitioner is directed to be released on bail in connection with Kotwa P.S. Case No. 460 of 2022 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., East Champaran, Motihari/Concerned Court.

(Ashok Kumar Pandey, J)

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