

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.6959 of 2026

Arising Out of PS. Case No.-97 Year-2025 Thana- KAHALGAON District- Bhagalpur

Ganesh Yadav S/o Bake Yadav Resident of Gamharpur, P.S.- Kahalgaon,
District- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Singh, Advocate

For the Opposite Party/s : Md. Matloob Rab, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 22-04-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offences punishable under Sections 109, 303(2), 191(2), 115(2),
126(2), 74, 329(4) and 352 of the BNS, 2023 read with Section
27 of the Arms Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of one case and is in custody since
15.12.2025 and the informant alleges that accused persons
including the petitioner entered her house and started assaulting
her, further petitioner, Shekhar and Diwakar fired
indiscriminately causing firearm injury to her son, Shivam on
leg, thereafter accused Moti and Arvind assaulted by an iron rod
and the accused persons committed theft of ornaments and cash



of Rs. 25,000/-

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that though informant alleges that petitioner along with Shekhar and Diwakar fired indiscriminately, but then son of the informant received only one firearm injury, as such, it cannot be alleged that all the accused fired, it is thus submitted that the informant with an intent to falsely implicate all the accused persons alleged the said allegation.

5. Learned A.P.P. for the State opposes the prayer for bail of the petitioner and submits that what is not in dispute rather stands admitted is that son of the informant received firearm injury and petitioner has antecedent of one case and if privilege of bail is granted, the petitioner may abscond.

6. Considering the submissions made by the learned APP for the State, the Court is not inclined to release the petitioner on bail.

7. Accordingly, the instant bail application stands rejected.

8. However, the petitioner would be at liberty to



renew his prayer for bail after framing of charge.

(Satyavrat Verma, J)

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