

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10524 of 2026

Arising Out of PS. Case No.-154 Year-2025 Thana- RAGHOPUR District- Vaishali

Sohan Ray Son of Gangavishun Ray Village- Ibrahimabad Ps -Raghopur
District -Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Bela Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 12-03-2026 Heard learned counsel appearing for the petitioner and
learned APP appearing for the State.

2. The petitioner is apprehending arrest in connection with Raghopur P.S. Case No. 154 of 2025 lodged on 15.06.2025, for the offences punishable under section 223 of the Bharatiya Nyaya Sanhita, 2023 and Sections 25(9), and 27 of the Arms Act.

3. As per the prosecution case, the F.I.R. has been lodged against the present petitioner on the basis of a news item published in a daily newspaper stating that a video and photographs of the petitioner were uploaded on social media in which he was seen holding a pistol in his hand and allegedly making celebratory firing.

4. Learned counsel for the petitioner submits that the



petitioner is innocent and has committed no offence. It is further submitted that the only adverse allegation in the F.I.R. against the petitioner is that four criminal cases are pending against him. So far as the merits of the present case are concerned, no offence under the Arms Act is made out as no arm has been recovered from the possession of the petitioner. It is further submitted that the offences alleged under the provisions of the BNS, 2023 are bailable in nature. However, in the event bail is granted to the petitioner, he undertakes to abide by and fulfill all the conditions that may be imposed by this Hon'ble Court.

5. Learned APP for the State opposes the prayer for bail and submits that since the antecedents of the petitioner are not clean, he does not deserve to be enlarged on bail.

6. Considering the fact that arms has not been recovered from the possession of the petitioner and there is no allegation in the FIR that by way of making fire, the petitioner wants to create terror in the locality, let the above named petitioner be released on bail, in the event of arrest or surrender before the Trial Court within a period of four weeks from today, on furnishing bail bond of ₹30000/- (thirty thousand) as mentioned in Section 2(1) (d) of the Bharatiya Nagrik Suraksha Sanhita, 2023 to the satisfaction of the learned Additional Chief



Judicial Magistrate, XV, Vaishali at Hajipur, in connection with the aforementioned case, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita, 2023 as well as the following conditions :-

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide*;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(Dr. Anshuman, J)

Ashwini/-

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

