

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12678 of 2026

Arising Out of PS. Case No.-11 Year-2025 Thana- Darhar District- Saharsa

Ram Prasad Badhhai @ Ram Prasad Badai S/o- Late Laxman Badhai Village-
Devka, W.No- 1, Post- Hati PS- Darhar Nauhatta Dist- Saharsa

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Kumar Singh
For the Opposite Party/s : Mr. Anil Prasad Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 05-05-2026 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 25(1-A), 25(1-AA), 25(1-
B), 25(1-B)a, 26 and 35 of the Arms Act

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is in custody
since 22.10.2025. It is further submitted that Nageshwar Sharma
had approached this court seeking anticipatory bail by filing Cr.
Misc. No.53341 of 2025 and the same came to be allowed by an
order dated 18.08.2025. It is next submitted that the case of the
petitioner is on a similar footing and the only difference is that
petitioner is seeking regular bail. It is further submitted that
petitioner is not named in the FIR and his name transpired in the



confessional statement of Bikash in police custody which does not have any evidentiary value and the informant alleges that on information, the house of Bikash and Punanad were raided as they were involved in manufacturing of illegal arms, further Bikash was arrested who disclosed that Punanad fled and from his house, arms and cartridges were recovered along with other articles. It is next submitted that petitioner was not named in the FIR nor Bikash at the time of arrest disclosed the name of the petitioner but subsequently in his confession, he disclosed that it was petitioner who taught him how to manufacture arms. It is further submitted that if privilege of regular bail is granted, the petitioner will not abscond rather will cooperate in the trial to prove his innocence.

4. Learned A.P.P. for the State opposes the bail application of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, is directed to be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/Successor Court in connection with Darhar P.S. Case No. 11 of 2025.



6. It is made clear that if the learned trial court comes to a conclusion that petitioner after his release is trying to delay the framing of charge or after framing of charge is trying to delay the trial, in both the conditions, the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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