

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.11934 of 2026

Arising Out of PS. Case No.-72 Year-2025 Thana- JAYRAMPUR District- Sheikhpura

Moti Kumar @ Moti Paswan Son of Awadh Paswan Resident of Village -
Ukhdi, P.S.- Jairampur, District – Sheikhpura Petitioner/s
Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Akash Raj, Advocate
For the Opposite Party/s : Mr. Ram Naresh Ray, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 23-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with
Jairampur P.S. Case No.72 of 2025 registered for the offence
punishable under Section 317(5) of the BNS and under Sections
25(1-b)a and 26 of the Arms Act.

3. The case of the prosecution, in short, is that the
informant received an information that the petitioner has kept a
stolen blue coloured scooty at his house and has also kept illegal
arms and on seizure being made, a scooty before the door of the
petitioner was recovered and from his house, a country made
single barrel gun was recovered.

4. Learned counsel appearing on behalf of the petitioner
has submitted that as far as the scooty is concerned, that was not
recovered from the possession of this petitioner rather it was
recovered before the door of the petitioner and as far as singel



barrel country made gun is concerned, the same was not recovered from the physical possession of this petitioner rather it was recovered from the joint house. Learned counsel for the petitioner has submitted that nothing has been recovered from the possession of this petitioner. The witnesses of the seizure list are police personnel and police have not complied Section 105 of the BNSS while making seizure. Learned counsel for the petitioner has submitted that the petitioner is languishing in judicial custody since 15.09.2025.

5. The application for bail is opposed by learned APP for the State and he has submitted that the petitioner is having criminal antecedent of two cases.

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 enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned court of J.M.F.C., Sheikhpura in connection with Jairampur P.S. Case No.72 of 2025.

(Ashok Kumar Pandey, J)

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