

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12475 of 2026

Arising Out of PS. Case No.-906 Year-2025 Thana- MOTIHARI TOWN District- East
Champaran

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Md. Sahil @ Md. Sahil Alam S/o- Md. Mustafa R/v- Nakched Tola Ps-
Motihari Town, Dist- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate
For the Opposite Party/s : Mr. Upendra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 10-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Motihari Town P.S. Case No. 906 of 2025 registered for the offence punishable under Sections 25(1-B)a, 26, 35 of the Arms Act.

3. The case of the prosecution, in short, is that the police had received information that one Rupesh Kumar had been killed by firing. Police also came to know that the petitioner and one other had fired at the deceased.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He has been falsely implicated in this



case. He also submits that regarding the same occurrence, two cases were filed. One for the murder under Section 103, and this case was filed only under the Arms Act. He also submits that from perusal of the FIR itself, it is clear that nothing was recovered from the possession of this petitioner; rather, the recovery has been made from the co-accused person, namely, Md. Amir Khan. He further submits that the petitioner is languishing in judicial custody since 09.09.2025.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner is having criminal antecedent of one case.

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 Chief Judicial Magistrate, East Champaran, Motihari in connection with Motihari Town P.S. Case No. 906 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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