

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13702 of 2026

Arising Out of PS. Case No.-442 Year-2025 Thana- RAJNAGAR District- Madhubani

Shivam Raj @ Shivam Ram S/O Saroj Singh R/O Vill.- Laheriyaganj, P.S.-
Madhubani Town, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravindra Kumar Singh

For the Opposite Party/s : Mr. Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 10-04-2026 Heard the learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks regular bail in connection with
Rajnagar P.S. Case No. 442 of 2025 registered for the offence
punishable under Sections 310(4), 310(5), 111(2)(b), 111(3) and
111(4) of Bharatiya Nyaya Sanhita; Sections 25(1-b)a, 26 and
35 of the Arms Act and Sections 8(c), 21(b) and 29 of the NDPS
Act.

3. As per the prosecution case, a total quantity of
95.91 grams of brown sugar, along with illegal firearms and live
cartridges, was recovered from the accused persons, including
the petitioner. Specifically, one country-made pistol, one live
cartridge, and 30 grams of brown sugar were recovered from the
petitioner.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has not committed any offence. Petitioner is in custody since 11.10.2025 and has clean antecedent. It is further submitted that similarly situated co-accused persons have already been granted regular bail by this Court on 26.03.2026 in Cr. Misc. No. 15839 of 2026.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail.

6. Having regard to the facts and circumstances of the case, the nature of allegation, the period of custody of the petitioner, and the fact that similarly situated co-accused persons have already been granted bail, this application for regular bail is allowed.

7. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Rajnagar P.S. Case No. 442 of 2025 subject to conditions that:-

(i). The petitioner will mark his attendance at the Madhubani Town Police Station on the first Sunday of each month. Any default in appearance at the Police Station would result in cancellation of bail



bond of the petitioner.

(ii) The petitioner shall appear in the trial regularly either personally or through his lawyer and shall cooperate in the trial and non-cooperation in the trial shall result in cancellation of the bail bond of the petitioner.

(iii). At the time of accepting the bail bonds of the petitioner, the Court below shall verify the fact whether the petitioner has clean antecedent or not. If it is found that the petitioner has clean antecedent then only his bail bonds shall be accepted by the Court below. However, it is made clear that the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

8. It is made clear that any observation made herein is *prima facie* in nature and limited solely for the purpose of adjudication of the present bail application. Such observations shall not be construed as an expression on the merits of the case and shall not influence the trial or any other proceedings in any manner.

(Sandeep Kumar, J)

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