

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19150 of 2026

Arising Out of PS. Case No.-403 Year-2024 Thana- CHHATAPUR District- Supaul

Naresh Kumar @ Naresh Yadav Son of Late Saburi Yadav Resident of
Raghuniya, Ward No.- 7, P.S.- Kumarkhand, District – Madhepura.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dinesh Prasad Verma, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 31-03-2026 Heard the parties.

2. The accused/petitioner apprehending his arrest in connection with Chatapur P.S. Case No. 403 of 2024 registered for the offences punishable under Sections 309(5) BNS and 25(1-B) a/26/35 of Arms Act.

3. It is alleged that petitioner alongwith other co-accused persons made an attempt to commit robbery upon the informant when during the course of occurrence, with the help of co-villagers, one of the co-accused was apprehended, whereas the rest of two accused persons fled away. Petitioner implicated with this case for the reason that motorcycle of petitioner bearing registration no. BR-50L-7371 was used with crime in question.

4. It is submitted by learned counsel appearing on behalf of the petitioner that during the



occurrence, co-accused namely Rakesh Kumar was apprehended by co-villager and a country made pistol and two live cartridges were also produced by the informant and others before the police. It is a case of arrest by private persons. It is submitted that merely being owner of motorcycle as mentioned aforesaid, which was given to Rakesh Kumar who is cousin son-in-law of the petitioner, the petitioner was implicated. It was given on pretext of taking medicine for her ailing mother. Petitioner claimed clean antecedent.

5. Learned APP opposed the prayer of bail.

6. In view of aforesaid factual submissions and by taking note of fact as *prima facie* a country made pistol and live cartridges appears to be produced by private persons, where implication of this petitioner appears only being registered owner of the motorcycle as alleged to be involved with crime in question, accordingly, above named petitioner, in the event of his arrest or surrender before the learned trial Court, within a period of four weeks of the order, is directed to be released on bail furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Supaul/concerned Court,



where the case is pending in connection with Chatapur
P.S. Case No. 403 of 2024 subject to the conditions as
laid down under Section 482(2) of the BNSS.

(Chandra Shekhar Jha, J)

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