

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26756 of 2026

Arising Out of PS. Case No.-17 Year-2025 Thana- UCHKAGAON District- Gopalganj

Abhishek Kumar Yadav @ Abhishek Kumar Son of Ramesh Yadav @
Rameshwar Prasad Yadav R/o - Bhagwan Tola, P.S. - Uchakagaon, District -
Gopalganj, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sumit Shekhar Pandey, Advocate

For the Opposite Party/s : Mr. Jai Narain Thakur, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 22-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with Uchakagaon P.S. Case No. 17 of 2025 registered for the offence punishable under Sections 121, 121(2), 109, 132 of the B.N.S., 2023 of the Indian Penal Code and Sections 25(1-b)a, 26 and 27 of the Arms Act.

3. The case of the prosecution, in short, is that the police have gone to apprehend this petitioner in connection with Uchakagaon P.S. Case No. 312 of 2024. It is alleged that he has confessed his guilt in the said case, and while he was being brought, he attempted to flee and has also fired on the police party. Nobody has received any injury; however, police made a



counter firing in which the petitioner has received a gunshot injury. It is further alleged that from the possession of this petitioner, one country-made pistol and three live cartridges were recovered.

4. Learned counsel appearing on behalf of the petitioner has submitted that petitioner is innocent and has committed no offence. He further submits that from perusal of the FIR, it transpires that the petitioner was apprehended by the police and in his confessional statement, stated that he had concealed the pistol in the bushes, from where the said firearm was subsequently recovered. Learned counsel further submits that the petitioner himself sustained a gunshot injury and is, in fact, the victim in the present case. It is alleged that the police have falsely implicated the petitioner in this case. Moreover, the petitioner is languishing in judicial custody since 22.01.2025.

5. The application for bail is opposed by learned APP for the State and submits that the petitioner has 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
A.C.J.M-I, Gopalganj, Bihar in connection with Uchakagaon
P.S. Case No. 17 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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