

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28416 of 2026

Arising Out of PS. Case No.-909 Year-2025 Thana- MAHUA District- Vaishali

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Muntun Kumar S/o Late Devendra Bhagat Resident of village- Chakmajahid,
Ps- Mahua, Distict- Vaishali

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Nachiketa Jha, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 05-05-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 111 of the BNS and Sections 25 (1-b) (a), 26 and 35 of the Arms Act.

3. The case of the prosecution is that the police had input that certain miscreants had gathered to plan some offence. On this input, the petitioner was apprehended and from his house, one countrymade pistol along with two live cartridges were recovered.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in connection with the present case. It is further submitted that nothing has been recovered from the conscious possession of



this petitioner. It is further submitted that all the witnesses to the seizure list are police personnel and police had not complied the mandatory provision of Section 105 of the BNSS while making the seizure. Moreover, the petitioner is languishing in judicial custody since 06.09.2025.

5. Learned APP appearing for the state has opposed the prayer of regular bail.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be released on bail in connection with Mahua P.S. Case No. 909 of 2025 on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned ADJ- II, Vaishali at Hajipur, subject to the condition that the petitioner shall co-operate in the trial till the conclusion of the trial.

(Ashok Kumar Pandey, J)

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