

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.66771 of 2025

Arising Out of PS. Case No.-401 Year-2025 Thana- AGAMKUAN District- Patna

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Vicky Kumar S/o Virendra Mahto @ Virendra Kumar @ Bilendra Mahto
Resident of Math Laxmanpur, Koiri Tola, P.S.- Alamganj, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner	:	Mr. Sarvottam Kumar, Advocate
For the State	:	Mr. Rajendra Singh Shastri, APP
For the Informant	:	Mr. Adarsh Gaurav, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

5 12-02-2026 Heard learned counsel for the petitioner, learned A.P.P
for the State and learned counsel for the informant

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 103 and 238 of the B.N.S,
2023 and Sections 25(1-b)a, 26 and 27 of the Arms Act.

3. As per prosecution case, informant's son was shot
dead by some unknown for which FIR was registered against
unknown.

4. Learned counsel for the petitioner submits that
petitioner is quite innocent and has committed no offence.
Petitioner is not named in the FIR. During course of



investigation, name of this petitioner has surfaced in this case only on the basis of confessional statement of co-accused persons and save and except the same, there is no other material on record to show the complicity of this petitioner in the alleged offence. Moreover, charge-sheet has already been submitted and petitioner, having no criminal antecedents, is in custody since 24.05.2025.

5. However, learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the prayer for bail of the petitioner and submitted that during course of investigation, stolen tempo of the deceased, along with other stolen articles, were recovered from the house of this petitioner. It is further submitted that other co-accused persons have also named this petitioner as one of the assailant of the deceased.

6. Considering the facts and circumstances of the case, nature of accusation and materials surfaced during course of investigation, the prayer for grant bail of to the petitioner is rejected.

7. However, considering the fact that petitioner is in custody since 24.05.2025, the learned trial court is directed to expedite the trial and conclude the same, preferably within a



period of one year from the date of receipt/production of a copy
of this order.

(Prabhat Kumar Singh, J)

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