IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67191 of 2026

CNR No. BRHC010930942026

Arising Out of PS. Case No.-186 Year-2026 Thana- GORIAKOTHI District- Siwan

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1. Abhishek Kumar @ Bhola S/o Asheshar Singh @ Asheshwar Singh Resident Of Village - Balia Tole Chain Bhagat, P.s. - Maharajganj, Dist. - Siwan.
2. Rajan Kumar Ram @ Rajan Kumar S/o Dharampal Singh Resident Of Village - Balia Tole Chain Bhagat, P.s. - Maharajganj, Dist. - Siwan.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Ajay Kumar Tiwary, Advocate
For the Opposite Party/s : Mr.Yogendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

3 04-11-2026 Heard learned counsel for the petitioners and learned APP for the State.

02. In the present case, the petitioners seek bail in connection with Goreyakothi P.S. Case No. 186 of 2026 registered for the alleged offences under Sections 310(4), 310(5), 338, 336(3), 318(4), 317(4), 317(5), 3(5) of BNS and Sections 25(1-b)a, 26, 35 of the Arms Act.

03. As per prosecution case, on getting secret information that the petitioners and other co-accused persons were planning to commit crime, a raid was conducted and the

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petitioners were apprehended. From petitioner Rajan Kumar Ram, recovery of one country made pistol and a mobile phone was made. From petitioner Abhishek Kumar, a knife and a mobile phone were recovered. The petitioners disclosed the name of altogether 11 persons, who fled away while raid was being conducted.

04. Learned counsel for the petitioners submits that the petitioners are innocent and have been falsely implicated in this case. Nothing incriminating has been recovered from the person or possession of the petitioners. The recovery shown from the petitioners is planted. Moreover, the recovered firearm without ammunition is ineffective. The petitioners have got clean antecedent and they are in custody since 17.07.2026. Charge sheet has been submitted.

05. Learned APP opposes the submission made on behalf of the petitioners.

06. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the period of custody of the petitioners, their clean antecedent and submission of charge sheet, the petitioners above named are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) each with two sureties of the like

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amount each to the satisfaction of learned Additional Chief Judicial Magistrate-VIII, Siwan/concerned Court in connection with Goreyakothi P.S. Case No. 186 of 2026, subject to the conditions mentioned in Section 480(3) of B.N.S.S. and also the following conditions :

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the court below.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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