IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77649 of 2026

CNR No. BRHC011116912026

Arising Out of PS. Case No.-34 Year-2026 Thana- Kanaria District- Saharsa

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Vikram Kumar @ Vikram Yadav S/o Paro Yadav @ Parmanand Yadav @ Paro Resident of Village - Sukhasani, PS - Simri Bakhtiyarpur, District - Saharsa.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sugandh Saurabh, Advocate
For the Opposite Party/s : Dr. Indiwar Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 04-11-2026 Heard the learned counsel for the petitioner and learned A.P.P. for the State.

2. Petitioner, who is in custody, seeks bail in connection with Kanariya P.S. Case No. 34 of 2026 registered for the offences punishable under Sections 25(1-B)a and 26 of the Arms Act.

3. As per the FIR, the police conducted a raid in the house of the petitioner and the petitioner was apprehended and upon search, one country made pistol and two live cartridges were recovered from the house.

4. The learned counsel for the petitioner submits that the petitioner has falsely been implicated and made an accused

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merely because he carries two criminal antecedents of similar nature. It has further been submitted that no recovery has been made from his conscious possession rather from a jointly held dwelling house. It has next been pointed out that the petitioner is on bail in both the previous cases and in the present case, the chargesheet has already been submitted. It has been stated that the petitioner is in custody since 01.06.2026.

5. The learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid submissions made by the parties and taking account the period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Kanariya P.S. Case No.34 of 2026, subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative and the other shall be local resident.

(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be

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liable to be cancelled by the court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(vi) In view of the antecedent of the petitioner, the petitioner is directed to appear before the Superintendent of Police, Saharsa within fifteen days of his release with a copy of this order and every two weeks thereafter for the next nine months. The conduct of the petitioner will be kept under watch in this period by the Superintendent of Police concerned and if it is found wanting in any respect, a report shall be made to the court concerned by him to initiate a proceeding for cancellation of bail for reasons of misuse of bail. After reporting to the Superintendent of Police, a certificate will be filed by the petitioner before the court concerned.

7. Accordingly, the prayer for bail is allowed.

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8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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