

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.83173 of 2025**

Arising Out of PS. Case No.-326 Year-2025 Thana- SANGRAMPUR District- East
Champaran

Sachin Upadhyay S/O Upendra Upadhyay Resident of Village- Dariyapur
Tiwari Tola, P.S- Sangrampur, District- East Champaran (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner : Mr. Krishna Prasad Singh, Sr. Advocate
Mr. Sanjay Kumar Tiwari, Advocate
Mr. Mohan Kumar Tiwari, Advocate
Mr. Ujjwal Kumar, Advocate
For the State : Mr. Pramod Kumar Pandey, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER**

3 12-02-2026 Heard Mr. Krishna Prasad Singh, learned senior
counsel for the petitioner and Mr. Pramod Kumar Pandey,
learned A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 103(1), 61(2), 111 and 3(5)
of the B.N.S. and Section 27 of the Arms Act.

3. As per prosecution case, all 14 F.I.R. named
accused persons, including this petitioner, are alleged to have
killed husband of informant, namely Dhananjay Giri and one
Guddu Yadav by firing gun shot.



4. Learned senior counsel for the petitioner submits that petitioner is quite innocent and has committed no offence. From bare perusal of the F.I.R. it is apparent that informant is not an eye witness to the occurrence. Even as per prosecution case, all 14 F.I.R. named accused persons, including this petitioner, are alleged to have made indiscriminate firing as a result husband of informant, namely Dhananjay Giri sustained two fire arm injuries whereas Guddu Yadav sustained one fire arm injury, however, it is not specific that whose fire hit the deceased persons. Moreover, charge-sheet has already been submitted and petitioner, having no criminal antecedents, is in custody since 22.08.2025.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the facts and circumstances of the case, period of custody and clean antecedents of the petitioner, the prayer for grant bail of to the petitioner is allowed.

7. Accordingly, let the above named petitioner 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 learned Chief Judicial Magistrate, East Champaran in connection with Sangrampur P.S. Case No. 326



of 2025.

(Prabhat Kumar Singh, J)

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