

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86012 of 2025

Arising Out of PS. Case No.-680 Year-2021 Thana- KHAGARIA District- Khagaria

Nand Kishor Yadav S/o Late Upandra Yadav R/o Village- Santosh, P.S.-
Alauli, Dist.- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Singh, Advocate

For the Opposite Party/s : Mr. Choubey Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE RITESH KUMAR
ORAL ORDER

3 19-03-2026 Heard the learned counsel for the petitioner and the
learned Additional Public Prosecutor for the State.

2. The petitioner seeks bail in connection with
Khagaria (Chitragupt Nagar) P.S. Case No. 680 of 2021, F.I.R.
dated 26.08.2021 for the offences punishable under Sections
25(1-b)a, 26(1), 35 of the Arms Act.

3. Recovery is of four country made pistol and one
small keypad mobile phone.

4. Learned counsel for the petitioner submits that
petitioner is innocent and he has falsely been implicated in the
present case merely on the basis of disclosure made by the co-
accused namely, Md. Khurshid Alam. He further submits that
nothing has been recovered from the conscious possession or
from the house of the petitioner and except the disclosure made



by the co-accused namely, Md. Khurshid Alam, no other cogent material has come against the petitioner during the investigation to suggest the involvement of the petitioner in the present occurrence. He further submits that the police after investigation submitted the charge sheet against the petitioner and the petitioner is in judicial custody since 23.06.2025.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner on the ground that petitioner carries four criminal antecedents other than the present one.

6. Considering the aforesaid facts and circumstances, nothing has been recovered from the conscious possession of the petitioner and the name of the petitioner has transpired on the basis of disclosure made by the co-accused namely, Md. Khurshid Alam, 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 Chief Judicial Magistrate, Khagaria in connection with Khagaria (Chitragupt Nagar) P.S. Case No. 680 of 2021, subject to following condition:-

(1) 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 antecedents, 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.

(Ritesh Kumar, J)

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