

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85346 of 2025

Arising Out of PS. Case No.-737 Year-2025 Thana- BODHGAYA District- Gaya

Sanjeev Kumar S/O Ramdeo Yadav R/O Village- Sizua, P.S.- Bodhgaya,
District -Gaya ji.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prithivi Raj Singh, Adv.

For the Opposite Party/s : Mr. Mritunjay Kumar Nirala, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 22-01-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners seek bail in connection with Bodhgaya
P.S. Case No. 737 of 2025, instituted for the offences punishable
under Sections 318(4), 3(5) of the BNS, under Section-3/4 of
Gambling Act and Section 37 of the Bihar Prohibition and Excise
Act.

3. The prosecution case, in short, is that the accused
were caught gambling during police patrolling and were found in a
drunken state. It is further alleged that there is recovery of playing
cards and cash as also motorcycle from the spot.

4. Learned counsel for the petitioners submits that the
petitioners are innocent and have falsely been implicated in the
present case. No incriminating material has been recovered from



the conscious possession of the petitioners rather the recovery has been made from the community hall which is a public place and is accessible to public at large. The petitioners are in custody since 22.10.2025 and have got clean antecedent. Learned counsel for the petitioners further submits that other co- accused has been granted bail by this Court vide order dated 04.12.2025 passed in Cr. Misc. No. 85095 of 2025. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case, claim based on parity and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail, on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bodhgaya P.S. Case No. 737 of 2025.

(Rudra Prakash Mishra, J)

Siddharth Soni/-

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