

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.88547 of 2025**

Arising Out of PS. Case No.-163 Year-2024 Thana- INDUSTRIAL AREA District- Vaishali

Amit kumar @ Rifle Yadav @ Rifle Rai son of Shekhar Rai Resident Of  
Village- Dighi Kala, Ps- Hajipur Sadar Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Ms. Puja Kumari, Advocate

For the Opposite Party/s : Mr. Md. Fahimuddin, APP

**CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

3      22-01-2026                      Heard   Ms. Puja Kumari, learned counsel for the  
petitioner and Mr. Md. Fahimuddin, learned APP for the State.

2. Petitioner seeks bail, who is in custody since  
04.12.2024, in connection with Industrial Area Hajipur P.S.  
Case No. 163 of 2024, F.I.R. dated 01.11.2024 registered for  
the offences punishable under Sections 109, 3(5) of B.N.S. and  
Section 27 of the Arms Act.

3. Allegation against the petitioner is that he has fired  
upon the victim due to which he received firearem injury.

4. Learned counsel for the petitioner submits that  
although there is specific allegation against the petitioner that he  
fired upon the victim and the victim has received firearem injury  
and the police has recovered three empty cartridges from the  
place of occurrence. It appears from the F.I.R. that the victim



has received injury on his leg which is not the vital part of the body and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 04.12.2024.

5. The learned Additional Public Prosecutor for the State has vehemently opposed the prayer for bail of the petitioner and submits that there is specific and direct allegation of firing attributed against the petitioner and the victim has received gunshot injury apart from aforesaid the petitioner carries nine more cases other than the present one but fairly submits on the basis of paragraph-3 of the bail petition that the petitioner is on bail in the pending matters.

6. Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Industrial Area Hajipur P.S. Case No. 163 of 2024, subject to the following conditions :-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and



on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the 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.

**(Rajesh Kumar Verma, J)**

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