

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87620 of 2025

Arising Out of PS. Case No.-368 Year-2025 Thana- PARSABAZAR District- Patna

Chhotey Kumar @ Nitish Kumar S/o Bina Jamadar R/o Nurmohimuddinpur,
PS- Parsa Bazar, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Kameshwar Singh, Advocate
		Ms. Saloni Sinha, Advocate
For the Opposite Party/s	:	Mr. Kalyan Shankar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

3 20-02-2026

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Parsa Bazar P.S. Case no.368 of 2025 registered under sections 25(1-B)(a), 26 and 35 of the Arms Act.

3. As per the prosecution case, the informant states that seeing a gathering of the local public, on enquiry it transpired that son of Dharmendra had sustained firearm injury. On further investigation it transpired that some of the friends of the boy had fired as a result of which he was injured. The injured was taken to the Sadar hospital for treatment and none of the members of family were available. The informant further states that the accused persons including the petitioner herein were caught and on disclosure by them, the country made pistol



with six live cartridges was recovered. Further on search of the co-accused, three more live cartridges were recovered.

4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. Neither any incriminating article has been recovered as a result of the confessional statement of the petitioner or any other co-accused nor any incriminating article recovered from their possession. It is further submitted that there is no injury report of the son of the informant available in the case diary. The petitioner is in custody since 31.8.2025 and has no criminal antecedent. Chargesheet has been submitted in the case.

5. The application for bail is opposed by learned A.P.P for the State, however having gone through the contents of the case diary, it is not disputed that there is no injury report of the son of the informant available in the case diary.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, the material that has transpired in course of investigation, the petitioner having remained in custody for over 5 months since 31.8.2025, not having any criminal antecedent and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Parsa Bazar P.S. Case



no.368 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees
Ten Thousand) with two sureties of the like amount each to the
satisfaction of the learned Judicial Magistrate, 1st Class, Patna.

(Partha Sarthy, J)

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