

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.91351 of 2025

Arising Out of PS. Case No.-197 Year-2025 Thana- AMNAUR District- Saran

Rakesh Nut @ Pahalwan Nut Son of Late Ramchandra Nut Resident Of
Village- Olhanpur Police Station- Marhowrah District -Saran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Ram Anurag Singh, A.P.P.

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

ORAL ORDER

3 20-02-2026 Heard learned counsel for the petitioner and learned
APP for the State. Perused the case diary.

2. The petitioner seeks bail in connection with Amnaur
P.S. Case No. 197 of 2025, instituted for the offences under
Sections 310(4), 310(5), 310(6), 111, 317(3), 317(4) 338, 336(3)
and 340(2) of the Bharatiya Nyaya Sanhita, 2023 and u/s 25(1-
B)a, 26 and 35 of the Arms Act.

3. Prosecution case, in short, is that country made
katta along with live cartridges and two stolen motorcycles have
been recovered in this case.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case. No
incriminating/looted article has been recovered from the
conscious possession of the petitioner. She further submitted



that as per F.I.R. the petitioner has been apprehended along with one loaded katta. Learned counsel further submitted that petitioner has got no concern with the stolen articles. Learned counsel further submitted that T.I.P. has not been conducted till date to ascertain the involvement of the petitioner in the alleged offence. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 25.06.2025 and has five criminal antecedents. There is no compliance of Section 103 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail, ***after framing of charge, if not already framed***, on furnishing bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Amnaur P.S. Case No. 197 of 2025, subject to the following conditions:

(I) One of the bailors shall be the petitioner's own or



close member.

(II) The petitioner shall appear on each and every date fixed during the trial and shall not remain absent on two consecutive dates without sufficient cause.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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