

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28 of 2026

Arising Out of PS. Case No.-934 Year-2020 Thana- TURKAULIYA District- East
Champaran

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Umesh Sahani @ Saroj @ Saroj Kumar @ Pagla S/o Yogendra Sahani @
Bunna Sahani Resident of village - Jhakhiya, P.s.- Banjariya, Distt.- East
Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner : Mr. Abhishek Kumar, Advocate
For the State : Mr. Sanjay Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 13-02-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 399, 402, 414 and 34 of the
Indian Penal Code and Sections 25(1-b)a, 26 and 35 of the Arms
Act.

3. As per prosecution case, on secret information, a
raid was conducted and illegal arms and ammunition and one
stolen motorcycle was recovered.

4. It is submitted by learned counsel for the petitioner
that petitioner is quite innocent and has committed no offence.
Petitioner has been made an accused in this case merely on the



basis of confessional statement of co-accused persons who were apprehended at the spot. Save and except confessional statement, there is no material on record to show the complicity of this petitioner in the alleged offence. No arms or ammunition has been recovered from possession of this petitioner. Co-accused persons, who were apprehended at the spot with illegal arms and ammunition have already been granted bail by this Hon'ble Court vide order dated 16.12.2021 passed in *Cr. Misc. No. 30035 of 2021* and order dated 16.09.2021 passed in *Cr. Misc. No. 35808 of 2021*. Moreover, charge-sheet has already been submitted and petitioner is in custody since 16.06.2025.

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

6. Considering the facts and circumstances of the case, general and omnibus nature of accusation, claim based on parity and period of custody, the prayer for grant bail of to the petitioner is allowed.

7. Accordingly, let the above named petitioner 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 learned Judicial Magistrate 1st Class, Motihari, East Champaran in connection with Turkauliya P.S. Case No.



934 of 2020.

(Prabhat Kumar Singh, J)

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