

**COURT OF DISTRICT & ADDL.
SESSIONS JUDGE-IV, BARH (PATNA)**

Bail Petition 135 of 2026

Arising out of Bakhtiyarpur P.S. Case No. 53 of 2026

(u/s 25(1-B)a, 26 & 35 Arms Act)

Subodh Rai

S/o : Devendra Rai

a/a: 24 Years

(Resident of Village : Chiraiyan, P.S. : Bakhtiyarpur, District :Patna)

.....Petitioner

Vs.

The State of Bihar

.....Opposite Party (O.P)

For the Petitioners : *Sri Sanjay Kumar, Ld. Advocate*

For the O.P.(State) : *Sri Bhupendra Paswan, Ld. Addl. Public Prosecutor,*
=====

O R D E R

PRESENT : SRI SHAILENDRA KUMAR SINGH, ASJ-IV

30/03/2026

1. Bail petition dated **07/03/2026** for grant of regular bail filed on behalf of above named accused petitioner, who is in judicial custody **since, 25/01/2026** in connection with **Bakhtiyarpur P.S. Case No. 53 of 2026**, for the offence *u/s 25(1-B)a, 26 & 35 Arms Act, pressed today.*
2. Heard, Ld. Counsel & Ld. Addl. Public Prosecutor (APP) appearing on behalf of the petitioner as well as the State.
3. Prosecution case, *in brief*, as per written report of **informant Jitendra Kumar, PSI of Bakhtiyarpur PS**, is that on 25/01/2026 at 01:10 AM, he alongwith police team reached Chiraiya village to verify information, during search of the house of Subodh Rai one *country-made pistol* has been recovered. Subodh Rai stated that he has taken this *country-made pistol* from Sanjay Rai of village Champapur. During raid Sanjay Rai found absconding from his house.
4. It has been submitted by the Ld. Counsel for the petitioner that earlier no regular or anticipatory bail either before Ld. Court of Sessions or before Hon'ble High Court has been filed, nor any bail application is pending before any Court and the petitioner has **no** criminal antecedent. Whole case no any independent witness to support the recovery. There is no such type of occurrence has ever been took place as mentioned in the FIR. Petitioner is ready to furnish bail bond with sound sureties & obey each and every conditions imposed by Court, if bail is granted.
5. Learned A.P.P. appearing on behalf of State opposed the prayer for regular bail of accused petitioner.

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30/03/2026 (Cont'd/-.....)

6. Case Diary(CD) & TCR have been received. Heard, rival contentions of both the parties and perused the record. From perusal of record, it transpires that there is allegation against accused petitioner that he was having *one country-made pistol* in his house without any valid license. As per para-18 of CD, petitioner does not have any criminal antecedent. Petitioner has been under judicial custody since, 25/01/2026.

7. Considering the aforesaid facts & circumstances, **clean antecedent period of custody & undergone** prayer of regular bail of on behalf of above named accused petitioner, **is hereby allowed.** Accordingly, the petitioner is directed to be released on bail, on furnishing bail bond of **Rs. 10,000/- (Ten thousand) each with two sureties** of the like amount each to the satisfaction of the Ld. Trial Court, subject to conditions **that (a) One of the Bailor shall be family member/close relative, (b) He will co-operate in the investigation of this case & (c) Not to commit such occurrence in future.** Let the copy of this order be sent to the concerned Trial Court.

Dictated & Corrected

**(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)**

Memo No. Dated March, 2026

Copy forwarded to : The Court of **Ld. ACJM-III, Barh** : For needful.

**(Shailendra Kumar Singh)
Addl. Sessions Judge-IV,
Barh (Patna)**

<i>Date of Judgment/Order</i>	
<i>Date of Reserving Judgment/Order</i>	
<i>Uploading Date</i>	
<i>Uploaded by</i>	