

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14869 of 2025

Arising Out of PS. Case No.-131 Year-2024 Thana- BELSAND District- Sitamarhi

Vishal Kumar S/o- Manoj Kumar Thakur @ Manoj Thakur Village- Athari,
P.S.- Runnisaidpur, Dist.- Sitamarhi

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sunil Kumar, Advocate

For the Opposite Party/s : Mr. Shailendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 19-05-2025 Heard Mr. Sunil Kumar, learned counsel for the

petitioner and Mr. Shailendra Kumar Singh, learned Additional

Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Belsand P.S. Case No. 131 of 2024, F.I.R. dated 12.09.2024 for the offences punishable under Sections 25(1-B) (a), 26,35 of Arms Act.

3. As per the First Information Report, during patrolling, the police intercepted three boys riding a Pulsar motorcycle in which two of them fled away and one was apprehended. On search, police recovered one loaded country made katta.

4. Learned counsel for the petitioner submits that petitioner has clean antecedent and he has falsely been



implicated in the present case on the basis of disclosure made by the co-accused person, namely, Siddhivinayak Kumar and as per allegation, arms and ammunition has been recovered from him and similarly situated co-accused person, namely, Shibu Kumar has been granted the privilege of anticipatory bail by co-ordinate Bench of this Court vide order dated 13.05.2025 in Cr.Misc. No. 7603 of 2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, the petitioner has clean antecedent and the name of the petitioner transpired on the basis of confessional statement of co-accused person and other co-accused person has been granted the privilege of anticipatory bail, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, 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 the learned Chief Judicial Magistrate, Sitamarhi in connection with Belsand P.S. Case No. 131 of 2024, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of



the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

i. 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.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. 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 antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bond 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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