

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42334 of 2025

Arising Out of PS. Case No.-208 Year-2024 Thana- KUTUMBA District- Aurangabad

Sanjeet Kumar @ Sanjeet Kumar Singh@ Sanjeet Singh S/O Sunil Kumar
Singh R/O Vill.- Batara, P.s.- Hariharganj, Dist.- Palamu, Jharkhand.

... .. Petitioner/s

Versus

The State Of Bihar Patna

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamlendra Prasad Singh

For the Opposite Party/s : Mr.Bishweshwar Ram

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR PANDEY
ORAL ORDER

3 20-11-2025 Learned counsel for the petitioner is permitted to
make necessary correction in para 4 of the bail petition.

2. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

3. The petitioner is apprehending his arrest in
connection with Kutumba P.S. Case No. 208 of 2024 registered
for the offences punishable under Sections 25(1-b)a, 26 and 35
of the Arms Act.

4. As per prosecution case, five persons were
coming on motorcycle and on seeing the police personnel, they
tried to flee away but were apprehended by the police but one
one person with blue colour Platena motor cycle bearing
registration No. 26U7750 became successful in fleeing away
from the place of occurrence. It is alleged that one country made



pistol, five live cartridges, one empty magazine and mobile was recovered from co-accused Suraj Singh. It is further alleged that one country made pistol along with one live cartridge, mobile was recovered from the possession of co-accused Rishiraj. It is further alleged that from the possession of co-accused Chetan Singh one country made pistol, one live cartridge and mobile were recovered and from the possession of co-accused Arjun Singh one mobile was recovered. It is further alleged that co-accused Rishiraj disclosed that he is the owner of the motorcycle bearing registration no. JH05DA1139. It is further alleged that co-accused Suraj Singh disclosed that the person who fled away from the place of occurrence is Sanjeet Singh(Petitioner).

5. Learned counsel for the petitioner submits that petitioner is quite innocent and has committed no offence as alleged in the FIR and he has falsely been implicated in this case. No incriminating article was recovered from the conscious possession of the petitioner. Except disclosure of co-accused Suraj Singh, there is nothing on record to connect the petitioner with the alleged occurrence. The motorcycle which was seized at the place of occurrence belongs to the co-accused Rishiraj as admitted by the said co-accused and another motorcycle bearing



no. No. 26U7750 does not belong to the petitioner. In this way, all the allegation made in the FIR is without any basis and no offence is made out against the petitioner. Petitioner bears criminal antecedent of one case and orally submits that petitioner is on bail in the said case. Learned counsel orally submits that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

6. The learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner and submits that there is allegation against the petitioner and he cannot escape from the allegation made in the FIR.

7. Considering the facts and circumstances of the case, argument advanced on behalf of both sides and also taking into consideration the material available on record, the petitioner above-named, in the event of his arrest or surrender before the learned trial court within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Aurangabad in connection with Kutumba P.S. Case No. 208 of 2024, subject to the conditions as laid down under Section 482(2) of B.N.S.S.



8. However, it is made clear that in the event if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that the petitioner despite giving assurance to this Court is not co-operating in the investigation in that event the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Alok Kumar Pandey, J)

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