

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43524 of 2025

Arising Out of PS. Case No.-148 Year-2025 Thana- SULTANGANJ District- Patna

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Ajit Kumar S/o Late Laxman Mahto, R/o- Mohammadpur, PS- Sultanganj,
Distt.- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the State : Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

4 15-11-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending his arrest,
in connection with Sultanganj P.S. Case No. 148 of 2025, dated
8.04.2025, registered for the offences punishable under Sections
352, 351(2) and 3(5) of B.N.S., 2023 and Section 27 of the
Arms Act.

3. As per allegation, the informant heard sound of
firing near about midnight and hence, the informant and her
family members woke up and came out from the house then
found the petitioner and other co-accused present with fire arms
and abusing the informant and his family members.

4. Learned counsel for the petitioner submits that the
Petitioner is innocent and has falsely been implicated in this



case. He further submits that as a matter of fact, the case is false and fabricated on account of previous enmity and there is no truth in the allegation. Moreover, there is no allegation of any injury to anybody.

5. It is also stated in paragraph no. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in paragraph no.3 of the bail petition that the petitioner has three criminal antecedents.

7. However, learned APP for the state opposes the prayer of the petitioner for bail.

8. Considering the fact that there is no allegation of any injury to any person, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of his arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on his furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned Court Below, in connection with Sultanganj P.S. Case No. 148 of 2025, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S., 2023 and on the following conditions:



(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedents other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing him and getting satisfied that the petitioner has concealed his criminal antecedents despite his knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J.)

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