

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52476 of 2025

Arising Out of PS. Case No.-28 Year-2025 Thana- FCI District- Begusarai

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Anshu Kumar Son of Manoj Mahanth @ Manoj kumar Singh Vill
-Gurudaspur (Bihat) Ps- Fci Dist- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shubhesh Pandey, Adv.

For the Opposite Party/s : Mr. Kalyan Shankar, APP

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CORAM: HONOURABLE MR. JUSTICE KHATIM REZA

ORAL ORDER

2 12-08-2025 Heard learned counsel for the petitioner and

learned A.P.P for the State.

2. The petitioner seeks bail in connection with
F.C.I. P.S. Case No. 28 of 2025 dated 10.04.2025 registered
for the offence punishable under Sections 25(1-B)a and 26
of the Arms Act.

3. The allegation is of recovery of one loaded
country made pistol and one live cartridge concealed
beneath the seat of motorcycle of the petitioner.

4. Learned Counsel for the petitioner submits that
the petitioner is innocent and has been falsely implicated in
this case. It is submitted that it is apparent from the F.I.R. as
well as seizure list that during course of search no



proprietary contemporaneous evidence was recovered from the petitioner to connect the complicity of the petitioner in the commission of alleged occurrence. It is submitted that the petitioner has no concern with the seized articles and the same was not recovered either from conscious or constructive possession of the petitioner. Lastly, it has been submitted that the petitioner is in custody since 11.04.2025, having three criminal cases against him and charge-sheet has been submitted in the case.

5. Learned A.P.P for the State opposes the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, let the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Begusarai in connection with F.C.I. P.S. Case No. 28 of 2025, subject to the following conditions:-

1. Petitioner shall co-operate in the trial and shall be properly represented on each and every



date fixed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

2. One of the bailors will be his own blood relation, preferably father, mother, brother, sister and or his wife.

3. The bailor shall also state on affidavit that he will inform the court concerned if the petitioner is made accused in any other case of similar nature after his release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse.

4. 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.

5. The petitioner within two weeks of his release from custody shall appear before the S.H.O. of his local area alongwith a copy of this order and shall appear every fortnightly to mark his attendance till the framing of charge in this case.

(Khatim Reza, J)

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