

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72987 of 2025

Arising Out of PS. Case No.-403 Year-2025 Thana- UDWANTNAGAR District- Bhojpur

Abhishek Kumar Son of Late Mintu Singh Residents of Village- Malthar, Ps-
Udwantnagar, Dist- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Akash Kumar Mishra
For the Opposite Party/s : Mr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 13-11-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State, Sri Rabindra Kumar.

2. The petitioner apprehends his arrest in connection
with Udwantnagar P.S. Case No. 403 of 2025, registered for the
offences punishable under Sections 25(1-B)a, 26 and 35 of the
Arms Act.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and the informant
alleges that he received an information that Raushan and
petitioner are viral on social network and were seen buying and
selling arms at the house of the petitioner, accordingly the
informant reached near the house of the petitioner, when
Raushan was apprehended and he disclosed the name of the
petitioner, who fled with some arms, further nine empty



cartridges from a place outside the house of the petitioner concealed under cow dung.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant based on confessional statement of Raushan in police custody which does not have any evidentiary value . It is next submitted that petitioner was not apprehended from the spot and even nine empty cartridges were not recovered from the house of the petitioner, but from a place adjacent to his house. It is also submitted that petitioner runs a sweet shop near Udwanthnagar Police Station.

5. Learned A.P.P. for the State, Sri Rabindra Kumar, opposes the prayer for anticipatory bail of the petitioner and submits that based on secret informant, the petitioner along with Raushan were seen on social media indulging in purchasing and selling of the arms, the house of the petitioner raided, but then petitioner fled and Raushan was apprehended, who disclosed that petitioner on seeing the police fled with some arms, it is next submitted that there is a specific allegation in the FIR that petitioner along with Raushan were seen on social media indulging in selling and purchasing arms and the said allegation has not been denied in the anticipatory bail application, it is also



submitted that investigation of the case is in its nascent stages.

6. Considering the submission made by learned APP, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.

7. Accordingly, the prayer for anticipatory bail of the petitioner is rejected.

(Satyavrat Verma, J)

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