

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76861 of 2025

Arising Out of PS. Case No.-95 Year-2025 Thana- BALIYA District- Begusarai

Fokra Singh @ Saroj Kumar Son of Nispitar Singh R/O Village- Bariyarpur,
(Bariyarpur), Rahatpur, P.S.- Ballia (Baliya), District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sandip Kumar Gautam, Advocate

For the Opposite Party/s : Mr.Ahmad Ali, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 27-11-2025 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends his arrest in connection
with Ballia P.S. Case no.95 of 2025 registered under section 349
of the B.N.S, 2025 and Section 25(1-A) of the Arms Act.

3. As per prosecution case, the informant states that a
raid was conducted in the house of Nipistar and upon search
one air gun, sword and a mobile phone are said to have
recovered.

4. Learned counsel for the petitioner submits that it is
evident from the F.I.R. that a raid was conducted at the house of
Nipistar Singh, and it is quite natural that the petitioner's
photograph would be found in the mobile as he happens to be the
son of the said accused. It is further submitted that no
incriminating article has been recovered from the physical or



conscious possession of the petitioner. The petitioner has no criminal antecedents and undertakes to cooperate in the investigation/trial.

5. The application for anticipatory bail is opposed by learned A.P.P. for the State on the basis of allegations made in the F.I.R.

6. Taking into consideration the aforesaid facts and circumstances of the case and also considering the fact that the name of this petitioner has transpired in this case only for the reason that he happens to be the son of co-accused and no recovery has been made from his physical or conscious possession of the petitioner, it is directed that the petitioner, above named, having no criminal antecedent in the event of his arrest or surrender before the learned Court below within a period of four weeks, be released on anticipatory bail in connection with Ballia P.S. Case no.95 of 2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court concerned where the case is pending/successor Court, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of the B.N.S.S, 2023 and subject to the following conditions:-



(I) One of the bailors shall be the close relative or family members.

(II) The petitioner shall co-operate in the investigation/trial and in case it is found that petitioner is not co-operating in the investigation, the prosecution would be at liberty to move for cancellation of bail.

(Soni Shrivastava, J)

Harsh/-

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