

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4206 of 2026

Arising Out of PS. Case No.-119 Year-2025 Thana- MAHESHKHUNT District- Khagaria

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Anshuman Kumar @ Suman Kumar Son of Shambhu Chaudhary @ Sambhu Chaudhary, Resident of Village - English Banni, Ward No. 22, P.S.- Mahesh Khunt, District- Khagaria, Bihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner/s : Ms. Seema Kumari, Advocate

For the Opposite Party/s : Mr. Harendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 28-01-2026 Heard learned counsel for the petitioner and

learned A.P.P. for the State.

2. In the present case, the petitioner seeks bail in connection with Mahesh Khunt P.S. Case No. 119 of 2025, dated 02.08.2025, registered for the offences punishable under Sections 317(2), 317(5) and 111 of the B.N.S., 2023 and Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per the prosecution case, police came to know about the petitioner using a mobile phone which was robbed and Mahesh Khunt P.S. Case No. 103 of 2025 was lodged for snatching of this mobile phone. The petitioner and other co-accused persons were apprehended and from one co-accused, recovery of a loaded country-made *katta* and two live cartridges were made, whereas from this petitioner, recovery of stolen



mobile and two live cartridges were made.

4. Learned counsel appearing on behalf of the petitioner submits that petitioner is innocent and he has falsely been implicated in the present case. Nothing incriminating has been recovered from person or possession of this petitioner. The mobile phone and the motorcycle shown to be recovered from this petitioner belong to the petitioner himself. There is no independent witness to search and seizure. Learned counsel next submits that petitioner is having antecedent of three cases and he is on bail in two such cases. Learned counsel lastly submits that petitioner is in custody since 02.08.2025 and chargesheet has been submitted.

5. Learned A.P.P. appearing on behalf of the State opposes the submissions made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the nature of recovery made from the petitioner and also considering his period of custody and submission of chargesheet, the petitioner, above-named, is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Sub-Divisional



Judicial Magistrate, Khagaria / concerned Court, in connection with **Mahesh Khunt 119 of 2025**, subject to the condition laid down under Section 480(3) of the B.N.S.S. and other following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the court below, if so required by the learned trial Court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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