

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2805 of 2026

Arising Out of PS. Case No.-380 Year-2024 Thana- DALSINGHSARAI District- Samastipur

Golu Kumar Son @ Golu Kumar @ Raj Arya, aged about 20 years, S/O Ved
Prakash Mahto @ Pintu R/O Village- Bhatgama, Bhatgawan, P.S-
Dalsingsarai, Distt.- Samstipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Ms.Renu Kumari, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

4 01-04-2026 Heard Mr. Madhav Kumar, learned counsel

appearing on behalf of the petitioner and Ms. Renu Kumari,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Dalsingsarai P.S. Case No. 380/2024 registered for the
offence(s) punishable under Sections 109, 309(6) and 3(5) of the
BNS and Section 27 of the Arms Act.

3. As per the allegation made in the FIR, three
unknown persons with an intention to kill fired upon the
brother-in-law of the informant, causing injury to him. The
accused persons also took the laptop of the brother-in-law of the
informant.

4. Learned counsel appearing on behalf of the



petitioner submitted that petitioner is innocent and has falsely been implicated in the present case. Learned counsel further submitted that the petitioner is not named in the FIR and his name has surfaced only on the basis of the confessional statement of the co-accused, Manish Kumar. It is alleged therein that the petitioner's motorcycle was used in the said incident, however, neither the registration number of the motorcycle has been mentioned nor has the Investigating Officer been able to disclose the same so as to connect the petitioner with the alleged offence. It is further submitted that a confessional statement made before the police has no evidentiary value. The petitioner has clean antecedent.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties and upon perusal of the allegations made in the FIR, as well as, the confessional statement of the co-accused, Manish Kumar, this Court finds that the allegation that the petitioner's motorcycle was used in the alleged offence is not convincing in the absence of disclosure of its registration number. The petitioner is also stated to have a clean antecedent. I am of the opinion that petitioner has, *prima facie*, made out a



case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Dalsingsarai, Samastipur / Concerned Court in connection with Dalsingsarai P.S. Case No. 380/2024, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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