

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.14005 of 2026

Arising Out of PS. Case No.-165 Year-2025 Thana- AMNAUR District- Saran

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Aashutosh Kumar Tiwari @ Chunnu Kumar @ Aashutosh Kr. Tiwari S/o
Pawan Tiwari Resident of Village- Hasanpura, P.S.- Madhowrah, Distt.- Saran
at Chapra

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Choubey Jawahar, APP

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**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 25-02-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Amnaur P.S. Case No. 165 of 2025 instituted for the offence
under Sections 313, 317(2), 317(4), 317(5), 338, 336(3), 340(2)
& 61(2) of the Bharatiya Nyaya Sanhita, 2023 and Sections
25(1-b)a, 26, 35 of the Arms Act.

3. Prosecution case, in short, is that on secret
information, police allegedly found four persons planning to
commit crime and sell a previously looted tractor near
Brahamsthan; on seeing police, two persons fled away and two
were apprehended. It is further alleged that from the possession



of the petitioner, one loaded country-made katta, one live cartridge, one knife and one mobile phone were allegedly recovered.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 30-05-2025. Petitioner bears one criminal antecedent, as per disclosure made in supplementary affidavit to the present bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. No incriminating article has been recovered from the conscious possession of the petitioner. Learned counsel further submitted that T.I.P. has not been conducted till date to ascertain the involvement of the petitioner in the alleged offence. Petitioner has no concern with the alleged recovery.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case as also the period of custody of the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Amnaur P.S. Case
No. 165 of 2025.

(Rudra Prakash Mishra, J)

Alok Verma/-

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