

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15262 of 2026

Arising Out of PS. Case No.-29 Year-2025 Thana- PARWALPUR District- Nalanda

Hira Kumar S/O Dhuri Sav R/O Village - Tharthari Bazar, P.S- Tharthari,
District- Nalanda

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Singh, Advocate

For the Opposite Party/s : Mr. Bharat Bhushan, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 11-03-2026 Heard Mr. Anil Kumar Singh, learned counsel for the

petitioner and Mr. Bharat Bhushan, learned APP representing

the State.

2. The petitioner is in custody in connection with
Parwalpur P.S. Case No. 29 of 2025 for the offence punishable
under Sections 25(1-b)a, 26 and 35 of the Arms Act, lodged on
28.02.2025 by the informant Pappu Kumar Singh.

3. As per the prosecution story, the informant alleged
that in course of investigation of Parwalpur P.S. Case No. 28 of
2025, the petitioner was arrested, he made confessional
statement where after Md. Mumtaj and Md. Saddam Quaraishi
were arrested and on their confession, the under constructed
dam was raided from where two country made pistols and live
cartridges recovered/seized. This led to the F.I.R.



4. Learned counsel for the petitioner submits that he has already suffered by being in custody since 05.05.2025, if granted bail, he shall be diligently appearing in trial which is not likely to be concluded in near future and shall not indulge in any criminal activity, failing which, the prosecution shall take appropriate steps for cancellation of his bail bond, if granted relief.

5. Learned APP opposes the prayer submitting that he has criminal antecedent.

6. Considering the submission of the parties as also the fact that he has remained in custody since 05.05.2025 and an undertaking has been given that he shall not indulge in any criminal activity, in that background, this Court is inclined to extend him the privilege of bail with conditions.

7. Let the petitioner be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Hilsa (Nalanda) in connection with Parwalpur P.S. Case No. 29 of 2025 subject to the following conditions:

(i) one of the bailor should be the family member/relative of the petitioner who shall provide official



document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bond by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for six months to mark his attendance and after the end of the period, the certificate shall be submitted before the Trial Court failing which steps shall be taken for the cancellation of the bail bonds;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of his bail bonds.

(Rajiv Roy, J)

Adnan/-

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