

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23873 of 2026

Arising Out of PS. Case No.-531 Year-2025 Thana- GAYA KOTWALI District- Gaya

Amrit Kumar @ Amrit Raj, S/O Mukesh Kumar, Resident of Mohalla-
Mokan Bigha, P.S.- Ghoshi, Dist.- Jahanabad, At Present Add. R/O Vill.-
Uchauli, P.S.- Khizarsarai, Dist.- Gayaji

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bibhuti Narayan, Advocate

For the Opposite Party/s : Mr.Mritunjay Kumar Nirala, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 24-04-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. In the present case, the petitioner is apprehending his arrest in connection with Kotwali P.S. Case No.531 of 2025, registered under Sections 25 (1-B) a, 26 and 35 of the Arms Act and Section 37 of the Bihar Prohibition and Excise Act.

3. As per the prosecution case, police received information about some miscreants smoking cigarette near a car, who were having illegal weapon with them. A raid was conducted and two miscreants fled away starting the car and one of the miscreants was apprehended and from the apprehended co-accused person, recovery of a pistol and a mobile phone was made. The apprehended co-accused was also found in inebriated



condition, who disclosed the name of the petitioner and other co-accused persons, who fled away with the car.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The petitioner has no concern with the alleged occurrence. There is no specific allegation against the petitioner and he has been named in this case merely on suspicion. The car involved in the case has been seized from co-accused Sachin Kumar and the said car belongs to the said co-accused. Nothing incriminating has been recovered from the person/possession of the petitioner, who is having clean antecedent. The petitioner is a student of I.Sc.

5. The learned APP vehemently opposes the submission made on behalf of the petitioner.

6. Having regard to the fact and circumstances and submission made on behalf of the parties and considering the completely vague nature of allegation and further considering the possibility of false accusation and also considering the clean antecedent of the petitioner, let the petitioner above named in the event of his arrest or surrender before the court concerned within a period of eight weeks from today, 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 Exclusive Excise Judge, Court No. 4, Gaya Jee/court concerned, in connection with Kotwali P.S. Case No. 531 of 2025, subject to the condition laid down under Section 482 (2) of the BNSS, 2023 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 below, if so required by the learned trial court.

(Arun Kumar Jha, J)

V.K.Pandey/-

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