

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32151 of 2026

Arising Out of PS. Case No.-12 Year-2026 Thana- SEMAPUR District- Katihar

Umesh Kumar @ Bholu S/o Ashok Mehta, R/o - Babanganj, P.S.- Korha,
District- Katihar.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

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

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 15-05-2026 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 Semapur P.S. Case No. 12 of 2026, dated 01.02.2026, registered for the offences punishable under Sections 25(1-b)a, 26 and 35 of the Arms Act.

3. As per the prosecution case, Police received secret information about some persons bringing illegal fire-arms in a marriage ceremony. When the Police reached the identified spot, three persons started running away on seeing the Police vehicles who were apprehended. From the search of co-accused Manjay Kumar and Md. Irshad, recovery of two country made *katta* and two live cartridges were made. No recovery has been made from the petitioner who was also apprehended along with these two co-accused persons.



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 his person or possession. The recovery of one country made *katta* was made from Manjay Kumar and further recovery of one country made *katta* and a pistol was made from Md. Irshad. However, no recovery has been made from this petitioner and this shows his innocence. Learned counsel next submits that petitioner is having antecedent of four cases and he is on bail in all these cases. Learned counsel lastly submits that petitioner is in custody since 02.02.2026 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 fact that no recovery of any fire-arm has been shown from this 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 District and



Additional District and Sessions Judge-II, Katihar / concerned Court, in connection with **Semapur P.S. Case No. 12 of 2026**, 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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