IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55740 of 2026

CNR No. BRHC010804732026

Arising Out of PS. Case No.-960 Year-2025 Thana- MANER District- Patna

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Rohit Kumar, S/o Ashok Kumar @ Daroga Rai, R/o Village - Maulanipur, P.S. - Maner, District - Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Patanjali Rishi, Advocate
For the Opposite Party/s: Mr.Shantanu Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

4 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. In the present case, the petitioner seeks bail in connection with Maner P.S. Case No. 960 of 2025, registered for the offence under Sections 25(1-B)(a), 26 & 35 of the Arms Act.

3. As per the prosecution case, three persons were reportedly creating ruckus and it was further alleged that they were brandishing firearms in front of the house of one Surendra Sah. On information, police reached there and two miscreants fled away and co-accused Akash Kumar was apprehended and from his possession, one loaded country made *katta* with a live cartridge was recovered. From search of the spot, further recovery of shell of cartridge of 0.315 bore was also made. The

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apprehended co-accused disclosed the name of this petitioner along with other co-accused Rishi Kumar, who fled away on seeing the police party.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. Nothing incriminating has been recovered from the person/possession of the petitioner and except for confessional statement of co-accused Akash Kumar, there is no material against the petitioner. No offence under any of the provisions of Arms Act is made out against this petitioner. It is apparent from the FIR that recovery is made from co-accused and not from the petitioner, who is having antecedents of nine cases and he is on bail in eight cases and has been pursuing for bail in ninth case. The petitioner is in custody since 25.03.2026. Charge sheet has been submitted.

5. Learned APP appearing for the State 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 fact that no recovery has been shown from the petitioner and further considering the period of custody of the petitioner and submission of charge sheet, the petitioner is directed to be

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released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate-Ist Class, Danapur, Patna/concerned court, in connection with Maner P.S. Case No. 960 of 2025, subject to the condition laid down under Section 480(3) of the BNSS 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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