IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79872 of 2026

CNR No. BRHC011064812026

Arising Out of PS. Case No.-498 Year-2026 Thana- MOTIHARI MUFASIL District- East Champaran

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Arvind Kumar, S/O Motilal Sahani @ Motilal Sahani, Resident of Village- Barharwa, Ward No.-11, P.S.- Muffasil, District- East Chamapran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Abhishek Kumar, Advocate
For the Opposite Party/s : Mr.Umesh Lal Verma, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. In the present case, the petitioner seeks bail in connection with Muffasil P.S. Case No. 498 of 2026, registered for the offences under Sections 338, 336(3), 340(2), 61(2), 318(4), 111(2), 313, 62 & 3(5) of BNS and Sections 25(1-B)(a), 26 & 35 of Arms Act.

3. As per the prosecution case, secret information was received about a constable dismissed from the service of Bihar Police, running a racket of counterfeit currency. Accordingly, a number of raids were conducted and counterfeit currency, firearms and regular currency were seized from a number of co-

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accused persons. This petitioner was also apprehended in the raid conducted by the police. From the house of the petitioner, a bundle of blank paper of size of Rs. 100/- total 300 pieces, have been recovered.

4. Learned counsel appearing on behalf of the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. The name of the petitioner transpired in this case in the confessional statement of co-accused Bidur Sahani and except for the confessional statement, no material has come against this petitioner showing his complicity in the whole occurrence. Learned counsel further submits that nothing incriminating has been recovered from the person/possession of this petitioner as is apparent from the FIR itself. Though, the recovery of a number of incriminating articles was made from other co-accused persons, neither any counterfeit currency note nor any firearms has been recovered from the petitioner. The petitioner is in custody since 31.07.2026 and is having antecedent of one case in which he is on bail. Charge sheet has been submitted.

5. Learned APP appearing for the State opposes the submission made on behalf of the petitioner. Learned APP submits that the petitioner is a part of an organized gang which

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has been running a racket of counterfeit currency and also dealing with the firearms and ammunitions.

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 this petitioner and further considering the period of custody of the petitioner and submission of charge sheet, the petitioner 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 Chief Judicial Magistrate, East Champaran, Motihari/concerned court, in connection with Muffasil P.S. Case No. 498 of 2026, 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

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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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