IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76400 of 2026

CNR No. BRHC011078422026

Arising Out of PS. Case No.-131 Year-2026 Thana- NIMCHAKBATHANI District- Gaya

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1. Sanowar Khan Son of Late Mumtaj Khan Resident of Village- Simrour, P.S.- Neemchak Bathani, District- Gaya Ji.
2. Altamas Khan Son of Mustak Khan Resident of Village- Simrour, P.S.- Neemchak Bathani, District- Gaya Ji.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Ms. Priya Ranjan, Adv.
For the Opposite Party/s : Mr. Ajay Kumar No. 2, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR

ORAL ORDER

2 28-10-2026 Heard the learned counsel for the petitioners and the learned APP for the State.

2. The petitioners seek regular bail in connection with Neemchak Bathani P.S. Case No. 131 of 2026, for the alleged offences, under Sections 25(1-B)(a), 26 and 35 of Arms Act, 1959, to the satisfaction court of Learned JM- 1st Class, Gaya Ji.

3. The prosecution case, in brief, is that the Police received information and raided the house of the petitioner no. 1. On subsequent search, eight country made pistols and four live cartridges kept in a trunk were recovered.

4. The learned counsel for the petitioners submits that the petitioners are in judicial custody since 11.07.2026. The

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counsel further submits that charge sheet has been submitted. The counsel also submits that the alleged recovery was done from the house of the petitioner no. 1 and the petitioner no. 2 was not aware of the seized consignment.

5. The learned APP for the State vehemently opposes the prayer of regular bail to the petitioners.

6. Having heard the parties and taking into consideration that petitioner no. 2 Altamas Khan has clean antecedents and charge sheet has been submitted, I am inclined to grant the petitioner no. 2 benefit of regular bail. Let the petitioner no. 2 be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the likewise amount each to the satisfaction of Court below/concerned Court in connection with Neemchak Bathani P.S. Case No. 131 of 2026, subject to the following conditions:

(I) One of the bailors shall be the petitioner’s own or close family member.

(II) The petitioner shall co-operate in the process of trial.

(III) The petitioner shall not tamper with the prosecution evidence or influence/intimidate any witness during the course of trial.

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(IV) The Petitioner shall not commit an offence of a similar nature in future.

In case of violation of any of the aforesaid conditions, the Trial Court shall be at liberty to cancel the bail bonds of the petitioner.

So far as the bail application filed on behalf of the petitioner no. 1 Sanowar Khan is concerned, taking into consideration the fact that huge quantity of arms and ammunitions have been recovered from the house of the petitioner no. 1, this court is not inclined to grant regular bail to petitioner no. 1 Sanowar Khan. Accordingly, the prayer for regular bail to the petitioner no. 1 is **rejected**.

(Alok Kumar, J)

Anand/-

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