IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76724 of 2026

CNR No. BRHC011086992026

Arising Out of PS. Case No.-763 Year-2026 Thana- SIKARPUR District- West Champaran

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Mehandi Hasan S/o Azizul Hasan Ansari @ Jajul Ansari R/o vill - Sishai, (Sisaee), ward no. 5, P.S.- Sikarpur, Distt.- East Champaran

... ... Petitioner

Versus

The State of Bihar Bihar

... ... Opposite Party

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Appearance :
For the Petitioner/s : Mr. Manish Kumar Singh, Advocate
For the State : Mr. Arun Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

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

2. The petitioner apprehends his arrest in connection with Sikarpur P.S. Case No. 763 of 2026, registered for the offences punishable under Section 308(5), 111(2) and 3(5) of the BNS and under Section 25(1-b)(a), 26, 35 of Arms Act.

3. On the allegation in the FIR is that on 29.07.2026, during patrolling and a special drive against illegal liquor, the police party received secret information regarding two persons carrying firearms on a red-coloured electric scooter. Accordingly, vehicle checking was conducted near Ghagh Pul, where the accused Irfan Ansari and Jafar Alam were apprehended. Upon search, one pistol and three live cartridges

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were allegedly recovered from each of them. During interrogation, both accused allegedly disclosed that the firearms and cartridges had been provided by the present petitioner, Mehndi Hasan @ Altaf Alam @ Altaf Miyan, for delivery to Akash Chaudhary in connection with a land dispute involving crores of rupees. Thereafter, Akash Chaudhary was also arrested, and upon raid, the present petitioner was apprehended from the house of Altaf Alam @ Altaf Miyan.

4. The learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence and has been falsely implicated in this case.

5. On the other hand, the learned APP for the State has opposed the prayer for bail.

6. Perusal of the FIR reveals that the name of the petitioner has surfaced on account of statement made by the co-accused and no recovery has been made from the petitioner. The petitioner is, however, having criminal antecedents, and the same has been described in paragraph 3 of the application. Considering the fact that the petitioner has come out from the statement of co-accused and does not carry much evidentiary value and the fact that no recovery has been made from the petitioner. I am inclined to grant privilege of anticipatory bail to

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the petitioner.

7. Let the petitioner, as named above, in the event of his arrest or surrender within four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, West Champaran at Bettiah in connection with Sikarpur P.S. Case No. 763 of 2026, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure/Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to further condition that :-

(i) The petitioner shall co-operate in the investigation/ trial.

(ii) The learned court below would, however, verify the criminal antecedents of the petitioner and in case it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

Anuj/-

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