IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75876 of 2026

CNR No. BRHC011095912026

Arising Out of PS. Case No.-279 Year-2026 Thana- MUNGER MUFFASIL District- Munger

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Roushan Kumar S/o Pankaj Singh R/o Village- Laxmipur, Bind toli, PS- Muffasil, District- Munger

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Surya Narayan Sah
For the Opposite Party/s : Mr.Bhanu Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 28-10-2026 Heard the parties.

2. The petitioner seeks bail in connection with Muffasil P.S. Case No. 279 of 2026 registered for the offence under Sections 25(1)a, 25(1-A), 25(1-B)a, 25(1-B)c, 26(1), 26(2) and 35 of Arms Act.

3. The petitioner is named in the F.I.R. and is in custody since 17.06.2026.

4. The allegation against the petitioner is to involve in manufacturing of fire arms and as such one country-made and four semi-finished pistol, four pieces of semi finished barrel were recovered from one bush.

5. Learned counsel appearing on behalf of the

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petitioner submitted that petitioner was apprehended after a short chase by the police and mere on the basis of suspicion he was implicated with present crime in question. It is submitted that recovery of alleged fire arms was made from an open field/ bush as per FIR, which is accessible by general public. Therefore, it can be safely said that recovery of fire arm was not made from the conscious physical possession of this petitioner. While concluding the argument, it is submitted that petitioner is a man of clean antecedent and moreover, investigation of this case has already completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

6. Learned APP opposes the prayer of bail.

7. In view of aforesaid factual submission and by taking note of fact as recovery of alleged pistol *prima-facie* appears to be made from an open place and petitioner apprehended merely on the basis of suspicions as he was found running after seeing the police, coupled with fact as investigation of this case has already completed, wherein petitioner remains in custody since 17.06.2026, accordingly

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petitioner above named, is directed to be released on bail in connection with Muffasil P.S. Case No. 279 of 2026 on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned CJM, Munger /concerned court, subject to the conditions as mentioned under Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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