IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78480 of 2026

CNR No. BRHC011103052026

Arising Out of PS. Case No.-14 Year-2026 Thana- Lakho District- Begusarai

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Nilu @ Nilesh Kumar Thakur S/O Dharam Thakur R/O Village- Shahpur, P.S.- Lakho, Distt.- Begusarai.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Krishna Prabhat, Advocate
For the Opposite Party/s : Mr. Tarkeshwar Nath Thakur, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 04-11-2026 Heard Mr. Krishna Prabhat, learned counsel for the petitioner and Mr. Tarkeshwar Nath Thakur, learned Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since 11.02.2026 in connection with Lakho P.S. Case No. 14 of 2026, F.I.R. dated 10.02.2026 for the offences punishable under Sections 25(1-B)a and 26 of the Arms Act.

3. According to prosecution case, one country made pistol and two live cartridges were recovered from the possession of the petitioner.

4. Learned counsel for the petitioner submits that petitioner is innocent and he has falsely been implicated in the present case. He further submits that there is non-compliance of

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Section 103 of the BNSS. It appears from the FIR as well as seizure list that one country made pistol and two live cartridges were recovered from the possession of the petitioner. He further submits that the police after investigation submitted the charge sheet against the petitioner. The petitioner is in custody since 11.02.2026.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner and submits that the recovery has been made from the possession of the petitioner and apart from that the petitioner carries eight criminal antecedents other than the present one but fairly submits on the basis of paragraph no. 3 of the bail application that he has been acquitted by the learned Trial Court in all the aforesaid cases.

6. Considering the aforesaid facts and circumstances as well as period of custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-V, Begusarai in connection with Lakho P.S. Case No. 14 of 2026, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be

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properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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