IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77552 of 2026

CNR No. BRHC011105882026

Arising Out of PS. Case No.-94 Year-2026 Thana- FCI District- Begusarai

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Golu Kumar S/o Amlesh Singh @ Amlesh Kumar R/o Village- Bihat, ward no. 29, Tola Ibrahimpur, P.S.- F.C.I., District- Begusarai

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Sandip Kumar Gautam, Adv.
For the Opposite Party/s : Mr.Arun Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

2 05-11-2026 Heard Learned Counsel for the petitioner and Learned APP for the State.

2. The petitioner is apprehending arrest in connection with F.C.I. P.S. Case No.94 of 2026 lodged on 08.09.2026, for the offences punishable under Sections 127(2), 109(1), 329(3) & 3(5) of the B.N.S., 2023 read with Sections25(1-b)a, 26, 35 and 37 of the Arms Act.

3. As per the prosecution, FIR has been lodged against two named accused persons including the present petitioner with specific allegation against the petitioner that he has tried to fire pistol on the informant with a view to kill, but firing could not take place. In the meantime, people gathered there and apprehended one of the accused red handed with bullet

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motorcycle from whose possession, two live cartridges have been recovered, but the petitioner fled away from the place of occurrence.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel also submits that both parties are resident of same village and dispute exists between the family members of the parties for the boundary of agricultural land. He further submits that the petitioner is working in Hindustan Urvarak & Rasayan Ltd as contractual workman (annexure-2) and he has been unnecessarily made accused in this case.

5. Counsel submits that the criminal antecedent of the petitioner is clean and ready to fulfill all the conditions whatsoever shall be imposed upon him.

6. Learned APP for the State opposes the prayer for bail of the petitioner and submits that there is specific allegation against the petitioner, but pistol has not been recovered and he has not been apprehended from the place of occurrence.

7. Upon hearing the parties, it transpires to this Court that the petitioner is a contractual worker vide Annexure-2 of the bail petition and there is admitted land dispute. As such, in the present facts and circumstances of this case, let the above

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named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Chief Judicial Magistrate, Begusarai, in connection with F.C.I. P.S. Case No.94 of 2026, subject to the conditions as laid down U/s 482(2) of the BNSS**,** 2023 , with other following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show his *bona fide;*

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his bail bonds by the Trial Court itself;

(iii) In case, the petitioner shall involve in targeting the informant again and create trouble to the informant in any manner, then the Trial Court shall cancel his bail bonds.

(Dr. Anshuman, J)

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