IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78749 of 2026

CNR No. BRHC011148972026

Arising Out of PS. Case No.-284 Year-2026 Thana- NAANPUR District- Sitamarhi

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1. Manoj Kumar S/o Fekan Rai @ Fekan Ray Resident of Village- Gaura, Ward No. 3, P.S.- Nanpur, District- Lakhisarai
2. Sunny Kumar S/o Priyaranjan Sahni R/o vill - Chatgoura, ward no. 10, P.s.- Nanpur, Distt.- Sitamarhi

... ... Petitioners

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioners : Mr. Ritesh Kumar Narain Singh, Adv.
For the Opposite Party : Mr. Nirmala Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. The petitioners seek bail in connection with Nanpur P.S. Case No.284 of 2026 registered for the offences punishable under Sections 125 and 3(5) of the Bharatiya Nyaya Sanhita, 2023 (for short 'B.N.S.') and Sections 25(9), 29 and 30 of the Arms Act.

3. The petitioners are named in the FIR and are in custody since 21.08.2026.

4. The allegation against the petitioners is to post their photographs with co-accused persons on social media

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platforms having prohibited fire arms in their hands.

5. It is submitted by learned counsel appearing for petitioners that arms in issue was not recovered and, therefore, any such allegation which raised against petitioners appears not convincing. It is submitted that it was mere a photographs on social media platforms and, therefore, posting/uploading of the photographs alleging endanger to the life of others is prima-facie not convincing. In this context, it is further submitted that considering all such aspects one of the similarly situated co-accused, namely, Pankaj Kumar has already been granted bail by one of the learned co-ordinate Bench of this Court through Cr. Misc No. 78899 of 2026, dated 04.11.2026 and, therefore, as a matter of judicial parity, these petitioners also deserve bail. While concluding argument, it is submitted that investigation of this case has already been concluded, for which, charge-sheet has been submitted and, as such, there is no chance of tampering with the evidence. Petitioners claimed clean antecedent.

6. Learned APP opposes the prayer for grant of bail

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to the petitioners.

7. In view of aforesaid factual submissions and by taking note of fact as the allegation qua posting/uploading of photographs with arms on social media platforms prima-facie not appears convincing as to endanger the life of others as discussed aforesaid coupled with the fact that investigation of this case has already been completed, wherein both petitioners being man of clean antecedent remains in custody since 21.08.2026, accordingly, both above-named petitioners, are directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-III, Sitamarhi, in connection with Nanpur P.S. Case No.284 of 2026, subject to the conditions as laid down under Section 437(3) of the CrPC/under Section 480(3) of the Bharatiya Nagarik Suraksha Sanhita (for short 'BNSS').

(Chandra Shekhar Jha, J.)

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