

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2900 of 2026

Arising Out of PS. Case No.-328 Year-2025 Thana- SAHEBPUR KAMAL District-
Begusarai

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Mukesh Kumar @ Amit Kumar Gupta S/O Manoj Kumar Gupta R/O Vill.-
Saligrami,P.S- Sahebpur Kamal, Dist.- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Shubhesh Pandey
For the Opposite Party/s : Ms.Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 28-01-2026 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of his
arrest in Sahebpur Kamal P. S. Case No.328 of 2025 registered
for the offences punishable under Sections 310(4), 310(5),
121(1), 121(2), 132, 109 of the B.N.S., Sections 25(1-A)a, 25(1-
AA), 25(1-B)a, 26(i), 26(ii), 27, 35 of the Arms Act and
Sections 30(a) and 30(F) of the Excise Act.

3. The learned counsel for the petitioner submits that
the petitioner has antecedent of four cases and allegation is of
recovery of 94 litres of liquor of codeine from the house of the
petitioner along with a pistol with loaded magazine and 21
pieces of iron magazine and 21 pieces of semi-manufactured of



iron magazine and two motorcycle along with an e-rickshaw.

4. The learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is fairly submitted that it is not disputed that the house belongs to the petitioner, but then, the petitioner had given the house on rent to Sonu Kumar and it was Sonu who was indulging in such activity without the knowledge of the petitioner.

5. Learned A.P.P. vehemently opposes the anticipatory bail application and submits that petitioner is a criminal who has antecedent of four cases. It is also submitted that though a plea has been taken that the house from where the alleged recovery was made was given on rent to Sonu and in support of the same, a rent agreement is also annexed, but then, it is submitted that the rent agreement can be a ploy even. It is further submitted that if petitioner is innocent, in that event, final form would be submitted exonerating him of the allegation, but then, presently keeping his criminal antecedent in mind, the privilege of anticipatory bail be not granted.

6. Considering the submissions made by the learned A.P.P., the Court is not inclined to extend the privilege of anticipatory bail to the petitioner.



7. The prayer of the petitioner for anticipatory bail
stands rejected.

(Satyavrat Verma, J)

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