

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90649 of 2025

Arising Out of PS. Case No.-297 Year-2025 Thana- AANDAR District- Siwan

Krishna Tiwari S/o Late Rama Shankar Tiwari Resident of village- Tiwari Ke
Bhatkan, PS- Ander, District- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Singh
Mr. Abhishek Kumar Singh
Mr. Priyanshu Kumar Singh
For the Opposite Party/s : Mr. Md. Fahimuddin

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

- 3 01-04-2026 1. Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.
2. This application, for grant of anticipatory bail, arises out
of Ander Police Station Case No. 297 of 2025, dated
15.10.2025, disclosing offences punishable under
Sections 25(1-B)a/26/35 of the Arms Act.
3. The prosecution case, as per the First Information Report,
is that the police, on the basis of secret information that
the petitioner has kept illegal arms in his house, raided the
house of the petitioner, apprehended the brother of the
petitioner from the house and recovered one country-
made pistol along with two live cartridges from the
possession of the apprehended accused person. The police



also recovered one country-made pistol along with four live cartridges kept under the mattress of the bed of the petitioner.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case at the behest of his agnates. The name of the petitioner has transpired in this case on the basis of statement of the apprehended co-accused person, from whose conscious possession, illegal arms were recovered. He further submits that the petitioner was not present in the house at the time of search and seizure.
5. Regards being had to the submissions advanced on behalf of the parties and taking into consideration the fact that from perusal of the First Information Report and the seizure list, it is evident that illegal arms were recovered from the room of the petitioner, I am not inclined to grant the petitioners privilege of anticipatory bail.
6. This application is, accordingly, dismissed

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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