



**COURT OF DISTRICT & SESSIONS JUDGE, Bhojpur, Ara**

**Bail Petition no. 853/2026  
(arising out of Tiyar P.S. F.I.R. Case No. 4/2026)**

Rahul Kumar

Petitioner

Versus

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
23.03.2026	<p>1. This bail petition has been filed on behalf of petitioner namely Rahul Kumar who is in custody since 22.01.2026 in connection with Tiyar P.S. case no. 4/2026 u/ss. 25(1-b)a, 26 Arms Act &amp; 317 (2) of B.N.S. put up for hearing.</p> <p>2. Heard Sri Pramod Kumar, learned counsel for petitioner as well as Sri Rana Pratap Singh, learned P.P. for the State.</p> <p>3. As per self statement of SHO, Tiyar Police Station the case of prosecution is that he received secret information on 19.01.2026, that Dhanji Sharma and his family used to make and sell illegal arms and on the said information police conducted raid found a person making arms in a room of the house Dhanji Sharma and recovered two country made Katta, half made body parts of Desi Katta 6 piece, one iron barrel, iron farma 3 piece, several other parts of arms,</p>	



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<b>Contd.</b> <b>23.03.2026</b>	<p>cartridges, two motorcycles and mobile phones from the house of Dhanji Sharma. which has mentioned in seizure list in detail and petitioner Dhanji Sharma sells arms to other co -accused namely Rahul Kumar.</p> <p>Present petitioner Rahul Kumar is not named in F.I.R. his name was cropped up on the confessional statement of Dhanji Sharma. Petitioner Dhanji Sharma confessed that after making arms he sell arms to petitioner Rahul Kumar and other persons. In para-32 of case diary the investigator clearly states that Dhanji Sharma's mobile no. 6200965664, was taken from the police malkhana and upon reviewing his whatsapp chats, it was found that conversation regarding the purchase and sale of weapons were conducted via whatsapp chat with petitioner Rahul Kumar's mobile no. 7970834475, a photocopy of which is attached.</p> <p>4. Learned counsel for petitioner submitted that petitioner is a young boy aged about 20 years and has been falsely implicated in this case, petitioner never filed bail application</p>	
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<b>Contd.</b> <b>23.03.2026</b>	<p>either in this Court or in any Superior Court, due to local enmity main accused Dhanji Sharma cropped up his name in confessional statement hence bail petition of petitioner may be allowed.</p> <p>5. On the contrary learned P.P. vehemently opposed the bail petition of petitioner and submitted that several arms has recovered from house of Dhanji Sharma and confessional statement of Dhanji Sharma the name petitioner of this petitioner is cropped up and conversation regarding the purchase and sale of weapons were conducted via whatsapp chat with petitioner Rahul Kumar's mobile no. 7970834475 metioned in para-32 of case diary, hence, bail petition of the petitioner is devoid of merits and same should be dismissed.</p> <p>6. I have heard the rival submissions of both parties, perused the case record, It appears from perusal of record that Present petitioner Rahul Kumar is not named in F.I.R. his name was cropped up on the confessional statement of</p>	
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<b>Contd.</b> <b>23.03.2026</b>	<p>Dhanji Sharma. Petitioner Dhanji Sharma confessed that after making arms/weapons he sell arms/weapons to petitioner Rahul Kumar and other persons. In para-32 of case diary the investigator clearly states that Dhanji Sharma's mobile no. 6200965664, was taken from the police malkhana and upon reviewing his whatsapp chats, it was found that conversation regarding the purchase and sale of weapons were conducted via whatsapp chat with petitioner Rahul Kumar's mobile no. 7970834475, a photocopy of which is attached. Other than confessional statement or chats there is no evidence on record and nothing has recovered from this petitioner. Petitioner is a young boy aged about 20 years and has been falsely implicated in this case. All recovered articles in Police malkhana, there is no chance of influencing witnesses and tampering with the evidence. In addition to that petitioner is permanent resident of District-Bhojpur and undertakes to comply any condition imposed by this Court.</p>	
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<b>Contd.</b> <b>23.03.2026</b>	<p>7. Considering the facts and circumstances discussed above and period of custody bail petition of petitioner Rahul Kumar is <b>allowed</b> and he is directed to be released on bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned court below with condition that petitioner shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and that petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or before police officer or tamper with the evidence. Any observation made herein will be inconsequential for further proceeding.</p> <p style="text-align: center;">(Dictated &amp; corrected by me)</p> <p style="text-align: center;">sd/-</p> <p style="text-align: center;">(Purushottam Mishra) Sessions Judge. 23.03.2026</p>	
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