

In The Court of Sessions Judge, Buxar

A.B.P. No. 1335 of 2025

(Arising out of Buxar Town P.S. Case No. 558/2025)

Bhola Mishra @ Manish Mishra, aged about 25 years, S/o Bachan Mishra

R/o Badkagaon Nagpura, Police Station- Simri, District- Buxar

..... Petitioner

Versus

State of Bihar

.....Respondent

Appearance:

Learned Public Prosecutor for the State: Sri Kedar Nath Tiwari.

Learned Counsel for the Petitioner: Sri Ajay Kumar Pandey, Ld. Adv.

Present: Kajal Jhamb,
Sessions Judge, Buxar

Date of Order: 07th March, 2026

Present Anticipatory Bail Petition filed on behalf of petitioner named above, who is apprehending his arrest in connection with **Buxar Town P.S. Case No. 558/2025** registered u/s 109, 3(5) of B.N.S. 2023 and 27 Arms Act is put up and moved today.

Copy of bail petition has already been served to the Ld. P.P. for the prosecution.

Learned Counsel for the petitioner certifies that, no other bail petition has ever been filed on behalf of the petitioner in this matter either before this Court or before the Hon'ble High Court nor is pending before any other Court. Learned Counsel for the petitioner further submits that the petitioner has got criminal antecedent of only one case. Prosecution has no objection to the submissions.

Learned Counsel for petitioner further submits that, petitioner is quite innocent and has been falsely implicated in this case due to village politics. All the allegations are false, fabricated and baseless. The petitioner belongs to a poor family. The allegation of assault, abuse and firing are false. Nothing incriminating has been recovered from the possession of this petitioner. Admittedly the informant has sustained only simple injury. Therefore, petitioner be enlarged on anticipatory bail.

Learned P.P. for the State vehemently opposes Bail Petition and prays to reject the anticipatory bail of the petitioner. He submits that there is allegation of firing on informant against the petitioner and the injury report of the informant corroborates the allegation.

Prosecution case in brief according to written petition of informant Rahul Pal is that on 11.10.2025 at about 08.00 PM, he was at his home, when he received a call from his maternal grandfather, who informed him that, an altercation has broke out among boys residing in his lodge. On information, informant reached the stop. He got to know that

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petitioner and his friends assaulted the boys living in the lodge. Informant along with his maternal grandfather went to the house of petitioner to inquire about the matter. On this, the petitioner came at the window and fired on informant from his pistol. The bullet hit above his right elbow. He closed the window and fled away. Thereafter, police was informed, who took informant to Sadar Hospital, Buxar for treatment from where he was referred after primary treatment.

Heard learned Counsel of both the parties and perused the Case Diary written upto para 98. The petitioner is F.I.R. named accused. There is specific allegation of firing on informant against the petitioner. The injury report of informant Rahul Pal mentioned in para 45 of case diary shows that, he sustained cut with laceration on left side arm and shoulder. The injury has been opined to be simple in nature caused by gun shot (firearm). The informant in his re-statement in para 2, as well as witnesses in para 3, 9, 10, 11 and 12 of case diary have supported the prosecution case. Para 44 of case diary shows that petitioner has also got a criminal antecedent relating to Arms Act. The Supervision Note of S.D.P.O, Buxar mentioned in para 36 of case diary shows that the case has been found true. The case is still under investigation.

Thus, considering the aforesaid facts and circumstances of the case, nature and gravity of offence, I am not inclined to release the petitioner on anticipatory bail. Accordingly, the present anticipatory bail of petitioner **Bhola Mishra @ Manish Mishra** is hereby **rejected**.

Dictated
Sd/- Kajal Jhamb
Sessions Judge, Buxar
07.03.2026

Date of Order	07.03.2026
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