

In The Court of Sessions Judge, Buxar

A.B.P. No. 1440 of 2025

(Arising out of Buxar Town P.S. Case No. 297 of 2025)

Anish Gupta @ Anish Prasad, aged about 25 years, S/o Ashok Prasad
R/o Village-Dalsagar, Police Station- Buxar Industrial, District- Buxar.

..... Petitioner

Versus

State of Bihar

..... Opposite Party

Appearance:

Learned Public Prosecutor for the State: Sri Kedar Nath Tiwari

Learned Counsel for the petitioner: Sri Arun Kumar Rai, Ld. Adv.

Date of Order: 10th March, 2026

Present: Kajal Jhamb
Sessions Judge, Buxar

Anticipatory Bail Petition filed on behalf of petitioner named above, who is apprehending his arrest in connection with **Buxar Town P.S. Case No. 297 of 2025** registered u/s 303(2) of B.N.S. 2023 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 petitioner in this matter either before this Court or before Hon'ble High Court nor is pending before any other Court. He has got one criminal antecedent but the case number is not known.

The Counsel further submits that, the petitioner is quite innocent and has been falsely implicated in present case. The name of this petitioner has surfaced in this case on basis of confessional statement of co-accused Suraj Kumar Gupta. The petitioner was out of station since 3 months prior to the occurrence. Nothing incriminating has been recovered from the possession of this petitioner. The police has shown false recovery from possession of this petitioner. The petitioner has no concern either with the co-accused Saroj Kumar Gupta or the seized motorcycle. Therefore, petitioner be enlarged on anticipatory bail.

Learned P.P. for the State vehemently opposed the Bail Petition on the ground of nature and gravity of offence. He submits that the petitioner has concealed his criminal antecedent. He has submitted in his bail petition that he has got criminal

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antecedent of one case wherein as per para 73 of case diary petitioner has got criminal antecedent of three cases.

Considering the submission of learned Counsels of both sides and authorities laid down by Hon'ble Apex Court in *Munnesh Vs. State of Uttar Pradesh* [SLP (Crl.) No. 1400/2025 dated 03.04.2025] and *Firoj @ Farhu Vs. State of Rajasthan* [SLP (Crl.) No. 14532/2025 dated 17.12.2025] the present anticipatory bail petition of petitioners namely **Anish Gupta @ Anish Prasad** is hereby **rejected** on the ground of concealment of criminal antecedent, without going into the merits of the case.

Dictated
Sd/- Kajal Jhamb
Sessions Judge, Buxar
10.03.2026

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