

In the Court of Sessions Judge, Darbhanga, Bihar.

B.P. No. 163 of 2026

In the matter of:-

Rohan Kumar son of Radhe Sahni -----Petitioner.

Vrs.

The State of Bihar ----- Opposite Party.

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For the petitioner : Shri Arun Kumar Jha, Learned. Advocate.

For the O.P.(State) : Shri Amrendar Nr. Jha, Learned P. P.
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ORDER

05. 10.03.2026. This is an application for bail filed U/S 483 BNSS on behalf of the petitioner namely Rohan Kumar, who is in jail custody since 25.01.2026 in connection with Nehra PS Case No. 11/2026 for offence U/s 25(1-B)a and 26 of the Arms Act.

As per FIR, the prosecution case in short is that on 24.01.2026 at about 05 PM PTC 1138 Lavkush Kumar, BHG 301550 Mahbirul Hassan Khan departed from the police station with vehicle no. BR07-BP-8056 for special evening patrolling and maintenance of law and order during idol immersion duty. During patrolling at about 06.30 PM while on patrol at Jagdishpur Hat Chowk, confidential information was received that accused petitioner namely Rohan Kumar was brandishing a pistol in the procession near Gaina pull. It is further alleged that informant informed senior officers and proceeded towards Gaina Pull, at around 06.50 PM informant reached Gaina pul and saw that a person running away from the procession after seeing the police vehicle. Thereafter, with the help of the force, informant caught the accused petitioner and when the informant asked the name of the accused persons then he disclosed his name as Rohan Kumar. It is further alleged nearby people gathered on the spot but none of them became independent witnesses, so the PTC 1138 Lavkush Kumar and BHG 301550 Mahbirul Hassan khan became the independent witnesses and when the informant searched the accused then he found one iron-country made pistol, which had a wooden butt, without magazine from the waist of the accused petitioner namely Rohan Kumar.

Learned counsel for the petitioner submitted that the petitioner has committed no offence and has been falsely implicated in this false case on mere suspicion. It is further submitted that prosecution story is totally false and baseless and no such occurrence took

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place. It has further submitted that the petitioner is the student of intermediate. He further submitted that nothing incriminating has been recovered incriminating has been recovered from the conscious possession of accused petitioner. He further submitted that no case is made out against the accused petitioner. Accused petitioner is in jail custody since 25.01.2026. It is prayed to enlarge the petitioner on bail.

On the other hand, learned P. P. opposed the prayer for bail of the petitioner.

Heard the parties and perused the record. From perusal of case record it is alleged against accused petitioner that accused petitioner and other flashing fire arms and a country made pistol has been recovered from the possession of accused petitioner. The accused petitioner is in custody since 25.01.2026.

Considering the aforesaid facts and circumstances of the case discussed above as well as period of custody already undergone, this Court is inclined to enlarge the petitioner on bail and hence, the bail petition filed on behalf of the petitioner is hereby **allowed**. The petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.10,000/- with two sureties of like amount each to the satisfaction of learned court below with condition that he will not to commit such occurrence in future and also cooperate in the investigation/trial of this case and also made available in the court whenever required.

(Dictated)

(Shiv Gopal Mishra)
Sessions Judge
Darbhanga.
10.03.2026.