

**In the Court of Sessions Judge, Darbhanga, Bihar.**

**B.P. No. 219 of 2026**

**In the matter of:-**

**Chandan Das son of Late Raju Das -----Petitioner.**

**Vrs.**

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

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**For the petitioner : Shri Mahesh Kr. Sinha, Learned. Advocate.**

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

**04. 13.03.2026.** This is an application for bail filed U/S 483 BNSS on behalf of the petitioner namely Chandan Das, who is in jail custody since 14.09.2025 in connection with Benta PS Case No. 149/2025 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 13.09.2025 at about 2.00 PM informant namely Vinay Kumar Jha, who is posted as S.I of the Benta P.S. It is further alleged that informant departed from the police station in a government vehicle for the second shift patrolling with armed forces BSAP female constable 257 Juli Kumari and BSAP female constable 311 Yushmita Kumari. During the patrolling, at about 02.15 PM at Donar Chowk, a secret information was received that accused petitioner namely Chandan Kumar Das is brandishing an illegal country made pistol in Sahara India Gali. It is further alleged that informant reached at Sahara India Gali and saw that a boy in a red T-shirt started running upon seeing the police, who was caught with the help of accompanying force. It is further alleged that upon asking the name and address he disclosed his name as Chandan Kumar Das. Seeing this action of the police, a crowd of local people gathered. Two people were requested to become independent witnesses, but no one was ready to become independent witnesses for fear of giving testimony. Considering the accompanying forces as independent witnesses, a search of the caught person's body was conducted and an illegal country made pistol with four live cartridges in its magazine was recovered from the back of the waist, and a search of the jeans pant pocket worn yielded three live cartridges, totaling seven

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cartridges. A formal seizure list was prepared and the property was seized.

Learned counsel for the petitioner submitted that the petitioner has committed no offence and has been falsely implicated in this false case only due to filthy mohalla politics. It is further submitted that prosecution story is totally false and baseless and no such occurrence took place. He further submitted that nothing has been recovered from the possession of the petitioner. He further submitted that no case is made out against the accused petitioner. Accused petitioner is in jail custody since 14.09.2025. It is prayed to enlarge the petitioner on bail.

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

Heard the parties and perused the record. From perusal of case record it is alleged against accused petitioner that a loaded pistol with seven cartridge has been recovered from the possession of accused petitioner. Investigation of the case is completed and charge sheet has been submitted in this case. The accused petitioner is in custody since 14.09.2025 i.e. more than six months.

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 trial of this case and will remain physically present before the Court.

(Dictated)

(Shiv Gopal Mishra)  
Sessions Judge  
Darbhanga.  
13.03.2026.