

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
BAIL PETITION NO. 708/2026

(Arising out of Katihar Nagar P.S. Case No. 632/2026)

Ankit Chouhan

... Petitioner

Versus

The State of Bihar

... Opposite Party

Ld. Counsel for the Petitioner:-
Ld. Counsel for the State :-

Sri Sanjay Kumar Singh, Advocate
Sri Shiv Narayan Singh, APP

Date of hearing/Disposal: 20.07.2026

ORDER

A regular bail petition has been filed on behalf of the accused petitioner namely Ankit Chouhan, who is in jail custody since 03.06.2026 in connection with Katihar Nagar P.S. Case No. 632/2026 for the offence registered U/S 111(3) of the B.N.S. and U/S 25(1-b)a, 26 & 35 of Arms Act. The copy of the same has already been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioner and the learned A.P.P. for the State.

The Ld. counsel of the petitioner has submitted that no B.P. or A.B.P. on behalf of the accused petitioner has been filed or moved earlier before this court or before the Hon'ble High Court, Patna. Petitioner is innocent and he has been falsely implicated in the present case due to some ulterior motive. No incriminating articles or alleged vehicle was recovered from the conscious possession of the petitioner. That the alleged firearm and cartridges were never recovered from the conscious possession of the petitioner. That the petitioner is a registered legal practitioner duly enrolled with the Bar Council Of Patna and is regularly engaged in legal practice. That the petitioner has seven (07) criminal antecedent and he is languishing in judicial custody since 03.06.2026. Petitioner is ready and willing to abide by the terms and conditions laid down by this court and there is no chance of his absconding. Petitioner is ready to furnish local and solvent bailors to the court satisfaction. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of B.P. filed on behalf of the above named accused petitioner and submitted that the petitioner has committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioner.

The case of the prosecution, in brief, is that on 01.06.2026, acting on secret information, the police raided Driver Tola, Katihar, where 4-5 persons were allegedly planning to commit a crime. During the raid, one accused, Ankit Chouhan, was apprehended while the others escaped. From his possession, the police allegedly

recovered one illegal 7.65 mm pistol loaded with five live cartridges. A search of the Scorpio vehicle resulted in the recovery of 26 live cartridges and two mobile phones. During interrogation, Ankit Chouhan disclosed the names of his alleged associates as Tare Paswan @ Saket Suman and Goldy @ Prashant Srivastava. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioner and the Ld. Add.P.P. for the State and perused the CD. From perusal of the same, it transpires that the present Katihar Nagar P.S. Case No. 632/2026 has been registered U/S 111(3) of the B.N.S. and U/S 25(1-b)a, 26 & 35 of Arms Act against the accused person. Petitioner is named in the F.I.R. and he was allegedly apprehended on the spot. During his personal search, one illegal 7.65 mm pistol loaded with five live cartridges was allegedly recovered from his conscious possession. In addition, other 26 live cartridges were recovered from the Scorpio vehicle allegedly used by the accused persons. The petitioner failed to produce any valid licence or authority of firearm and ammunition. There is sufficient material in the case diary supporting the allegations made against this petitioner. The petitioner has seven other criminal antecedent and is languishing in judicial custody since 03.06.2026, but the investigation is still pending.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioner on bail. Accordingly, prayer for bail of the above named accused petitioner stands **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.-III, Katihar
20.07.2026