

**IN THE COURT OF DISTRICT & ADDL. SESSIONS
JUDGE-II, MUNGER**

BAIL APPLICATION No.-1203/ 2026

Dilip Kumar Vs. The State of Bihar
Bariarpur P.S. Case No.- 128/2025

07.07.2026

1. The present bail application has been preferred by petitioner **Dilip Kumar** who is in judicial custody since 04.09.2025 in connection with Bariarpur P.S. Case No.- 128/2025 u/s-310 (4), 310 (5) of the BNS and sections 25 (1-B)a, 26, and 35 of the Arms Act, pending in the Court of Ld. A.C.J.M.-II, Munger,

2. As per FIR prosecution story in brief informant, Sub-Inspector Vijay Prasad Yadav, states that on 03/09/2025, at 21:15 hrs., the informant received intelligence that some individuals armed with sharp weapons were planning a robbery near the Vijay Nagar Dam. Taking appropriate action, the informant, accompanied by a police officer and other armed personnel, went to the said location and observed five individuals standing near the dam. Upon seeing the police vehicle, they began running. One of them was apprehended, while four others managed to escape under the cover of darkness. The apprehended individual identified himself as Dilip Kumar, and the others identified as Aman Kumar, Situ Kumar (applicant), Patraki, and Mantu Kumar. During a search, a country-made pistol tucked behind his waist, a live cartridge, and a Realme mobile phone were recovered from his right pocket..

Hence the information, based on which the above stated Bariarpur P.S. Case No.- 128/2025 u/s-310 (4), 310 (5) of the BNS and sections 25 (1-B)a, 26, and 35 of the Arms Act was registered.

3. At the outset the Id. Counsel for the petitioner has certified that previously no anticipatory or regular bail has been

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filed on behalf of the petitioner before this Court or before any other Court including the Hon'ble High Court. He also certified that **the petitioner has one criminal history**. Further, learned counsel on behalf of the petitioner argued that the applicant is innocent and has not committed any crime and has been falsely implicated in this case. The applicant was not arrested at the scene of the crime. No incriminating material was recovered from the applicant. There is no evidence against the applicant. There is no independent witness to the incident and seizure list. The applicant has been in jail since 04.09.2025. It is also mentioned that co-accused persons have been granted by this Court. There is no possibility of the applicant absconding. In such circumstances, the petitioner should be released on bail

4. The Ld. PP has opposed the bail application of the petitioner.

5. Heard the submissions of respective Id. Counsels and perused the record of the case.

6. From perusal of the case record, along with the charge sheet and the original case diary, has been received. Upon perusal of the record, Court finds that the petitioner is a named accused in the FIR. The Petitioner is charged with conspiring with other accused to commit the crime and possessing illegal firearms. From perusal of the record, Court finds that the investigation against the applicant has been completed and a charge sheet has been filed under sections 310(4), 310(5) of the IPC and sections 25(1-B)a, 26, and 35 of the Arms Act. Since charge sheet has been filed against the petitioner, there is no possibility of the applicant

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tampering with evidence or intimidating witnesses. That Co-accused persons have been enlarged on bail by this Court. The applicant has been in jail since 04.09.2025. Hence, Court consider it appropriate to release the applicant on bail.

7. **Accordingly,** considering the above facts & circumstances as well as period of custody, this bail application is hereby **Allowed**. Therefore, the petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of the Learned Trial Court with conditions that both the bailors shall be villager of the petitioner and the petitioner has to be physically present till framing of charge.

Dictated

**(Rakesh Kumar Singh)
District & Additional Sessions Judge,
Munger
Dated:-07.07.2026**