

In the Court of Sessions Judge, Madhepura.
B.P. No. 105/2026
(Arising out of Bharrahi P.S. Case No. 19 of 2026)

1. Ram Pravesh Kumar S/o Visundeo Yadav,
Resident of village – Gamharia, Ward No. 07, P.S. - Bharrahi, District -
Madhepura.Petitioner.

Versus

The State of BiharOpposite Party.

06.

11.03.2026

ORDER

This application for regular bail filed under Section 483 of the BNSS on behalf of the petitioner Ram Pravesh Kumar, who is in custody since 19.01.2026 in connection with Bharrahi P.S. Case No. 19 of 2026 u/ss. 25 (1-B)a, 26 & 35 of the Arms Act, is pressed today for hearing.

Heard Sri Krit Narayan Yadav, learned counsel appearing on behalf of the petitioner and Sri Bibeka Kumar Singh, learned P.P. on behalf of the State of Bihar.

It is alleged in the First Information Report by the informant A.S.I. of Police Rakesh Kumar of Bharrahi Police Station that on 18.01.2026 the informant along with armed forces proceeded from police station for evening patrolling and raid while patrolling when the informant reached at Manikpur Chowk at about 21:30 hours then he received confidential information that two persons with illegal fire arms are standing near Dhiraj betel shop at Bharrahi Bazaar and when the informant reached there then on seeing the police vehicle two persons started attempting to flee away from there but they were apprehended by the informant with the help of armed forces. On interrogation they disclosed their names as Ram Pravesh Kumar (petitioner) and Abhishek Kumar. It is further alleged that when the informant in presence of two witnesses searched the body of Abhishek Kumar then one iron-made pistol made in USA No. 12 loaded with live cartridge of KF 7.65 has been recovered from behind the waist of Abhishek Kumar . It is further alleged that during search of the body of the petitioner, one white colour mobile of Motorola company has been recovered from the pocket of wearing pant of the petitioner and no document regarding possessing the fire arms with ammunition and mobile has been produced by both the apprehended persons. Accordingly, seizure-lists duly signed by both the witnesses were prepared and the copies of the seizure-lists were served to the petitioner and accused Abhishek Kumar.

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Both the apprehended persons including the petitioner were arrested by the informant and they were brought to the police station along with the seized materials.

Learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent. The fire arms with ammunition has not been recovered from the possession of the petitioner. It is further submitted on behalf of the petitioner that when the petitioner had gone to Bharrahi Bazaar for purchasing medicine then the petitioner was arrested by the police on suspicion. The mobile recovered from the petitioner belongs to his sister. The petitioner is in judicial custody since 19.01.2026.

The learned P.P. appearing on behalf of the State of Bihar opposed the prayer for regular bail of the petitioner.

Perused the xerox copy of the case diary. It appears that the petitioner is named in the F.I.R. Only one mobile is said to have been recovered from the possession of the petitioner and no fire arms with ammunition has been recovered from the possession of the petitioner. The petitioner is in judicial custody since 19.01.2026.

Considering the above facts, circumstances of the case as well as considering the period of detention of the petitioner in custody since 19.01.2026, the petitioner Ram Pravesh Kumar is directed to be released on bail on his furnishing a bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of like amount each to the satisfaction of the learned lower court in connection with Bharrahi P.S. Case No. 19 of 2026 with conditions that (1) one of the bailors shall be a close relative of the petitioner, (2) the petitioner shall not be indulged again in similar nature of offence in future and if he is found to be indulged again in similar nature of offence, his bail bond shall be cancelled automatically and (3) the petitioner shall appear before the trial court on each and every date during trial of the case and if he failed to do so on two consecutive dates, his bail bond shall be cancelled automatically. **The bail bond of the petitioner Ram Pravesh Kumar will be filed and accepted after framing of the charge in this case.**

Dictated

Balram Dubey
11.03.26
(Balram Dubey)

Sessions Judge, Madhepura.