

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

Regular Bail Petition No.- 746 of 2026
(arising out of Naubatpur P.S. Case No. 273 /2026)
Date of order 02nd July, 2026

Shivam Kumar @ Golu, s/o- Rajesh Kumar @ Pampam
r/o- Sanehi Tola, PS- Naubatpur, District- Patna

.....**Accused-Petitioner.**

V/s

The State of Bihar.....Prosecution.

ORDER

02.07.2026

Present:

**Ld. Counsel Shri Dinesh Kumar Sharma, Advocate for the applicant
accused.**

Md. Kalam Ansari, Addl.P.P. for the State.

1. This regular bail petition, filed on behalf of accused-petitioner, namely, **Shivam Kumar @ Golu** is in judicial custody since 25.04.2026 in connection with Naubtapur P.S. Case No. 273/2026, lodged U/s- 25(1-B)(a), 26 Arms Act.

2. Heard the Ld. Counsel for the applicant accused as well as the Ld. Public prosecutor for the state.

3. The applicant accused submitted that he is quite innocent and he has not committed any offence and he has falsely been implicated in this case. It is also submitted that no similar bail application is filed in this court or before the Hon'ble court. Nothing has been recovered from the possession of the applicant accused and he is in judicial custody since 25.04.2026. The true fact is that the police forcefully taken the signature on 6 plain papers of the petitioner during the lock up period on the point of gun. The applicant accused is ready to furnish sound surety.

4. During the course of hearing, the trial court record was called. Heard and perused the record. On perusal of the record, it is revealed that this case is registered on the basis of an application of the informant Sub-Inspector Vishambar Ram wherein he stated that On 24.04.2026 at about 10:05 P.M., Sub-Inspector Vishambar Ram, along with Sub-Inspector

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

Regular Bail Petition No.- 746 of 2026
(arising out of Naubatpur P.S. Case No. 273 /2026)

Date of order 02nd July, 2026

Govind Kumar, Home Guard No. 103788 Santosh Kumar, and Home Guard No. 102703 Rajendra Kumar, left Naubatpur Police Station for night patrolling, vehicle checking, and raid duty. At about 12:05 A.M. on 25.04.2026, while patrolling on the Naubatpur–AIIMS Phulwari New Road, the Station House Officer shared a video and photographs depicting one Shivam Kumar @ Golu carrying a firearm and directed the police party to verify the information. Acting on the instruction, the police party raided the house of Shivam Kumar @ Golu at Snehi Tola, Naubatpur Field. The accused was found inside his house and was identified as the same person appearing in the video and photographs. Before conducting the search, his parents were requested to witness the search proceedings, but they refused to cooperate. Thereafter, Home Guard No. 103788 Santosh Kumar and Home Guard No. 102703 Rajendra Kumar were made witnesses after the police personnel first offered their personal search. During the search of the accused's bedroom, one country-made pistol and four live 8 MM KF cartridges were recovered. The accused failed to produce any licence or give any satisfactory explanation regarding the possession of the firearm and ammunition. The recovered articles were lawfully seized, a copy of the seizure list was supplied to the accused, and he was arrested. Thereafter, the accused along with the seized firearm and ammunition was brought to Naubatpur Police Station, where the present case was instituted against him for illegal possession of arms and ammunition under the applicable provisions of law.

5. On the other hand, the learned Addl. P.P. for the State opposed the prayer of bail.

6. During the course of hearing, the trial court record was called. Heard and perused the record. On perusal of the record, it appears that the Petitioner in judicial custody since 25.04.2026 and illicit firearms alleged to have been recovered from the house of the applicant accused but in the alleged recovery proceedings of the firearms no local witness is made to the arrest seizure as the seizure list shows that the witness of the seizure was the police personnels. The investigation has already been completed in this case and the police

**In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur**

Regular Bail Petition No.- 746 of 2026
(arising out of Naubatpur P.S. Case No. 273 /2026)

Date of order 02nd July, 2026

submitted chargesheet. Case diary shows that the IO recorded further statement of the informant ASI Vishambhar Nath and thereafter he recorded the statement of home guard Santosh Kumar and ASI Govind Kumar and home guard Rajendra Kumar as shown in the para No. 5, 6, 7 and 8 of the case diary respectively. No statement of any local witness is recorded where the alleged recovery is shown from residential locality as of the house of the accused and thereafter, after completion of the investigation police submitted chargesheet the applicant accused is in judicial custody since 25.04.2026 and the investigation has already been completed and therefore, the accused persons no more required for the purpose of custodial investigation and there is no chance to tampering with the evidence.

7. Considering the facts and circumstances, the applicant accused is ordered to be released on bail on his furnishing bail bond of Rs. 10,000/- along with two sureties of the like amount each, subject to condition 480(3) BNSS and one of the surety of applicant accused shall be close relative and the applicant accused shall appear in person before the court below till disposal of the case. Let the copy of this order as well as LCR be sent to the court concerned.

(Dictated)

Sd/-

Sunil Kumar - III
DASJ- VI, Danpur
02.07.2026

Copy forwarded to, Danapur

Vide memo no. dated