

In the court of Sunil Kumar – III,
Dist. & Addl. Sessions Judge – VI, Danapur
ABP No. 2691/2025 & ABP No. 1084/2026
(Bihta P.S. Case No. 672/2025)
Date of order 02.07.2026

ABP No. 2691/25
Bihta PS Case No.672/2025

Jitendra Kumar, s/o- Amarnath Saw @ Amar Saw
r/o- Tata Colony Madhopur, PS- Maner, District- Patna

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

V/s

The State of Bihar.....Opposite Party/Prosecution.

With
ABP No. 1084/26
Bihta PS Case No. 672/2025

Anish Kumar, s/o- Late Lal Babu Ray
r/o- Tata colony Madhopur, PS- Maner, District- Patna

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

V/s

The State of Bihar.....Opposite Party/Prosecution.

V/s

02-07-2026

**Ld. Counsel Shri Rajesh Kumar Sinha, Advocate, for the applicant
Accused person in ABP No. 2691/25.**

**Ld. Counsel Shri Rohan Kumar, Advocate for the applicant
accused persons in ABP No. 1084/26.**

Ld. Counsel Md. Kalam Ansari, APP for the state.

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ORDER

1. These regular bail applications, filed on behalf of the above named applicant accused persons who are apprehending their arrest in connection with Bihta P.S. Case No. 672/2025, lodged U/S- 111, 109, 132, 3(5) BNS and 25 (1-A), 25(1-B)(a), 26(2), 35 27 Arms Act BNS. Both anticipatory bail applications are related to the same case as of **Bihta PS case No. 672/2025** and thus they are heard together.

2. The applicant accused persons submitted that they are falsely been implicated in this case due to ulterior motive. It is further submitted that only on the confessional statement of the co-accused, which would be highly improbable being not sustainable at all in the eye of law and as the same is general and omnibus. No specific allegation of any overtact against

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the petitioners. Further, the applicant accused persons undertake to cooperate and assist in the process of trial and they are ready to furnish sound surety.

3. During the course of hearing, the trial court record as well as the case diary 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 wherein he stated that on 23.08.2025 at about 21:30 hours, on receipt of secret information regarding the activities of notorious criminals associated with the Pandav gang, who were engaged in extortion from boatmen involved in illegal sand mining and were using deadly firearms to spread terror, a case was registered and senior officers were informed. Acting on the directions of higher authorities, a joint police team conducted raid 23/24.08.2025 in the riverine area of Amanabad Bakas. During the raid, the police team found several boats engaged in illegal sand mining. When the police identified themselves and attempted to stop a suspicious dinghy carrying armed criminals, the accused persons opened indiscriminate firing upon the police party with sophisticated and country-made firearms, endangering the lives of police personnel. The police were compelled to retaliate in self-defence and to protect government arms and ammunition. Taking advantage of darkness, some accused threw weapons into the river and attempted to flee. From their conscious possession, an AK-47 rifle with live cartridges, a .315 rifle with live cartridges, a large quantity of live ammunition of different calibres and mobile phones were recovered and duly seized in accordance with law. The arrested accused disclosed the names of other associates who managed to escape and revealed that they were acting under the directions of gang leader Sanjay Singh @ Sanjay Kumar, collecting illegal extortion money from sand miners and firing upon those who refused to pay. On being asked about the persons, he told that apart from the four of us, 1. Ankit Baba @ Biru, 2. Raju Rai, 3. Anish Kumar, 4. Akash Kumar, 5. Jitendra Kumar, 6. Atal Kumar, 7. Sahil Kumar, 8. Vivek Kumar, 9. Shravan Kumar. These people, as per the instructions of Sanjay Singh alias Sanjay Kumar, take Rs. 5000/- per boat from the boatmen involved in illegal sand mining in Saran, Bhojpur and Bihta, Manair and Danapur areas of

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Patna district and if they do not pay, they fire at the boatmen to spread terror. These people have also fired at the boatmen recently in Doriganj Police Station area. Thereafter, they have appeared at Bihta Police Station along with the four arrested persons and the recovered material.

4. The learned Addl. P. P. for the State strongly opposed the regular bail.

5. During the course of hearing the trial court record as well as the case diary was called. Heard and perused the record. It appears that during the course of investigation IO recorded further statement of the informant in para No. 2 of the case diary wherein she supported her case in her further statement and thereafter, IO recorded the statement of witnesses Narendra Kumar Singh, Ekadarshi and Shilu and the witnesses also supported the allegations levelled in the FIR. On perusal of the record, it appears that the petitioner is co-accused in the entire criminal operation. The FIR specifically alleges that the petitioner was directing his associates to collect extortion money at the rate of ₹5,000/- per boat from sand miners and, on refusal, to terrorise them by indiscriminate firing from sophisticated weapons including AK-47 rifles. The criminal activities attributed to the petitioner are not isolated but continuous in nature, affecting public order and safety at large. It further transpires that on verification of secret information and during a lawful raid conducted by police, the armed associates of the petitioner opened indiscriminate firing upon the police, thereby forcing the police to retaliate in self-defence. During the said operation, from the arrested co-accused, recovery of an AK-47 rifle, a .315 rifle, huge quantities of live cartridges of different calibres and other incriminating articles has been made. It further appears that some of the police officials namely, Prashant Kumar Bhardwaj (SHO Danapur), Ashish Kumar Chaudhary (ASI Danapur), Sudhanshu Kumar Kumar and Vishal Kumar Mishra sustained injuries as shown in the injury reports attached along with the case diary. The applicant accused persons are also involved in many other criminal cases. Other co-accused anticipatory bail rejected by the Hon'ble High Court, Patna vide Cr. Misc. 26856/2026.

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6. Considering the gravity of offence, use of prohibited and sophisticated firearms, the organised manner of commission of the crime, the attack on police personnel and involvement of the applicant accused persons, at this stage, this court is not inclined to enlarge the applicant accused persons on anticipatory bail and thus their anticipatory bail applications are hereby **dismissed**. Let the copy of this order be sent to the court concerned.

(Dictated)

Sd/-

Sunil Kumar - III,
DASJ – VI, Danapur
02.07.2026