

Anticipatory Bail Petition No. 620/2025

Dhanarua P.S Case-585/2025

Dated: 12.03.2026

Santosh Kumar

Applicant

Vs

State of Bihar.....

Opposite Party

Anticipatory Bail Petition has been filed on the behalf of Accused Applicant 1. Santosh Kumar along with fresh power by Ld. Counsel for the petitioner Shri Krishn Mohan Prasad. Copy of the petition is served on Ld. APP for the state.

The above name accused petitioner is named in Dhanarua P.S Case No:- 585/2025 for offenses U/S 25 (1-B)a, 26, 27 Arms Act. The case of prosecution in brief is that informant SI Alok Kumar stated that on 30.09.2025, at about 08:15 PM, he reached village Huaschak along with a a contable of armed force and after reaching Santosh Kumar's house, with the help of armed force, surrounded Santosh Kumar's house and conducted a formal raid. During the raid, Santosh Kumar was found absconding. Seeing this action of the police, people from the vicinity gathered. When the gathered people were requested to become two independent witnesses for the search of Santosh Kumar's house due to fear of them, no one was ready to become an independent witness. Thereafter, taking two accompanying constables Ravitosh Kumar and Bambam Kumar as witnesses, after conducting a proper searchc of his own house and that of his entire ream, a revolver was recovered from the house of Santosh Kumar, in the south room of which the main door is towards the north, kept in a cloth carton box. The recovered revolver(sixer) was seized by preparing a proer seixure list in the presence of both the companions. Both witnesses voluntarily signed the seizure list and also signed the recovered weapon. A copy of the seizure list was posted at Santosh Kumar's house. Approximately 100 meters west of Santosh Kumar's house, on the road, at the house of informant Amresh Kumar a bullet was fired. An attempt was made to recover the cartridge case at that location under proper lighting, but the cartridge could not be recovered. Recovered Revolver returned to the police station.

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Ld. Counsel for the Petitioners submits that the applicants has not filed any anticipatory bail application or regular petition before Honourable High Court. The petitioner is innocent and has been falsely implicated in this case. There is no independent witness in the investigation of police. No empty cartridge was recovered from the place of occurrence. The petitioner undertakes to abide by all the condition by the court and is ready to give reasonable surity for his bail. On the other hand Ld. APP for the state has opposed the prayer the bail.

Heard both sides. Case Diary has been called for and is received. Perused case diary and case record. As per the case of prosecution a revolver has been recovered from the house of the petitioner which was contained in the carton box. The fire arms as recovered was seized. The witnesses in the case diary para 3, 4, 5 have supported the case of prosecution. The case is under investigation.

Considering the above facts, circumstances, nature of the case and case being under investigation, this court is not inclined to enlarge the accused petitioner. Santosh Kumar on anticipatory bail at this stage. Therefore, the prayer of anticipatory bail of the above named accused petitioner is rejected. The anticipatory bail petition of the above named accused is dismissed.

Dictated and Corrected

Sd-

Sanjeev Kumar-I

Additional Sessions Judge-II

Masaurhi, Patna