

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 08th April, 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

B.A. No. 181/2026 (Arising out of Saur Bazar P.S. Case No. 34/2026)

Rupesh Kumar

..... Petitioner Vs State of Bihar

In the matter of :-

Rupesh Kumar S/o Santosh Yadav

Resident of Village Maheshpur, Ward No. 9, P.S. Sour Bazar, District
Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Raj Kumar, Advocate

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Sl. No	Date of proceeding	Order with the signature of the court	Office action taken with date
	08.04.2026	This bail petition has been filed on behalf of the petitioner namely Rupesh Kumar S/o Santosh Yadav who is in custody since 29.01.2026 in connection with Saur Bazar P.S. Case No. 34/2026 registered under Sections 25(1-B)a, 26, 35 of the Arms Act. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 22.01.2026. It is further submitted that petitioner bears no criminal antecedent. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case. It is further submitted that neither the petitioner was arrested on the spot nor anything has been recovered from the possession of the petitioner. It is further submitted that petitioner is a man of means and there is no chance of his absconding or tampering with the evidence and he is ready to furnish sound sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioner. 4. On the other hand, the learned P.P. has	

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vehemently opposed the prayer of bail.

5. Rival submissions considered, Record perused.

6. The prosecution case, in short as per the typed report of informant PSI Satya Prakash Kumar is that he alongwith police team proceeded for evening patrolling and conducting raid. At about 21:40 O'clock he received secret information that Rupesh Kumar possess illegal arm with him. Thereafter he alongwith police team reached at Mahdeshpur where one person namely Rupesh Kumar tried to fled away from there but he was caught with the help of police force. On query he disclosed that he has habit of drinking corex and liquor and he buys corex and liquor from Lakhan Yadav @ Mansi Wala. Thereafter he proceeded for Maheshpur then on seeing him a person ran out from his house taking advantage of darnkness ran towards the fields and manage to escape. On query his name disclosed as Lakhan Yadav @ Mansi wala. Nothing has been recovered from his house during search. Thereafter during search in the premises of Hanuman Temple a countrymade pistol was recovered hidden under the ground in the under construction temple premises.

7. The petitioner is in custody since 29.01.2026 with clean past antecedent as mentioned in para 3 of his bail application. Charge-sheet has already been submitted in this case. The further custody of the petitioner is not required.

8. Considering the totality of the facts and circumstances a case to grant bail to the petitioner accused namely Rupesh Kumar is made out. Resultantly the prayer for bail is **allowed**. The petitioners be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/- (Ten Thousand) with two sureties of the like

[Signature]

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amount to the satisfaction of the learned Magistrate where the case is presently pending further subject to the conditions as laid down under Section 480(3) of the BNSS.

(Dictated)

DS

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

08.04.2026

Date of Judgement/Order	08.04.2026
Date of Reserving Judgement/Order	08.04.2026
Uploading Date	13-04-26
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