

In the court of Ist Addl. Sessions Judge, Sheikhpura.
Presiding Officer: Sri Neeraj Kishore
Bail Petition No. 211/2026

Virendra Kumar Vs. State of Bihar

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Virendra Kumar Vs. State of Bihar
Arising out of Kusumbha P.S Case No. 79/2025
U/s – 25(1-b)a, 26 of Arms Act.

1. Virendra Kumar aged about 35 years

S/o Late Prameshwar Verma

R/o Vill. – Dedhgawn

P.S – Kashichak

Dist.- Nawada

..... **Petitioner**

Vs.

State of Bihar

..... **O.P**

Counsel for the petitioner ----- Sri. Sanjiv Kumar, Ld. Advocate

Counsel for the State ----- Sri. Shambhu Sharan Singh, Ld. Addl. P.P

ORDER

07.04.2026 Bail petition dated 17.02.2026, filed on behalf of the accused/petitioner Virendra Kumar who is in custody since 26.12.2025 in connection with Kusumbha P.S Case No. 79/2025, under Sections – 25(1-b)a, 26 of Arms Act pressed today.

Pressing the bail petition, learned counsel for the petitioner has submitted that no bail petition either regular or anticipatory has been filed or is pending on behalf of the petitioner either before this Sessions Division or before the Hon'ble High Court and the petitioner has no criminal antecedents. It has been further submitted that the petitioner is quite innocent and has committed no offence and have been falsely implicated in this case. It has been further submitted that the allegation leveled against the petitioner is false and fabricated and the petitioner does not have any concern with the alleged offence. It has been submitted that nothing has been seized and recovered from the possession of the petitioner. Learned counsel has sought to enlarge the petitioner on the privilege of bail.

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On the other hand, learned Addl. P.P. has opposed the petition for bail.

L.C.R. has been received, which also contains the case diary.

I have heard the submissions and gone through the materials available on the record, it transpires that no other bail petition of any nature is pending on behalf of the petitioner either before this Sessions Division or before the Hon'ble High Court and petitioner has a criminal antecedent as revealed from Para 20 of the case diary. It transpires that the instant case has been instituted at the instance of the informant A.S.I. Rajesh Kumar alleging therein that on 26.12.2025, a confidential informant was received that an unknown assailant armed with weapon was loitering near Kusumbha Railway Halt on which the information passed the informant to his superior authority and left P.S. for Kusumbha Railway Halt along with other police personnel. It is alleged that at 08:00 PM, a person near Kusumbha Railway Halt tried to flee on seeing the police who was apprehended and disclosed his name as Virendra Kumar. It is further alleged that the police team requested people to be witnesses but no one agreed for the same as such in presece of two police witnesses, the raiding team gave its searched and search the apprehended Virendra Kumar, on which a countrymade katta and an used cartridge were recovered from the possession of the petitioner and a seizure list was prepared and a copy of the same was handed over to the apprehended Virendra Kumar against his signature. On demand, the apprehended Virendra Kumar could not produce any document pertaining to the possession of the countrymade katta and used cartridge as such the apprehended Virendra Kumar was formally arrested and was taken to police station where formal FIR was lodged.

Perusal of the case diary shows that the informant has supported its case in his restatement at Para 4 and the witnesses at Para 5 and 6 have also supported the prosecution case. The supervising authority at Para 31 has found the case true against the petitioner. The seizure list shows that a countrymade katta and an used cartridge were recovered from the possession of the petitioner. The seizure list bears the signature of the petitioner. It further transpires that the investigation is complete and charge-sheet has been submitted. The petitioner is in custody since 26.12.2025. There is no apprehension of tampering of witnesses and evidences at the hands of the petitioner. No useful purpose would be served by keeping the petitioner in custody.

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Under the circumstances, considering the nature of offence and its gravity as well as the period spent in custody, I deem it fit and proper to enlarge the petitioner Virendra Kumar on the privilege of bail on furnishing bail-bonds of Rs. 10,000/- with two sureties of the like amount subject to the satisfaction of the Id. Trial Court.

The bail petition dated 17.02.2026 stands **allowed**.

Let a copy of this order be transmitted to the Id. Trial Court forthwith.

Dictated

(Neeraj Kishore)
Addl. Sessions Judge- 1st
Sheikhpura

Date of Judgment /Order	07.04.2026
Date of Reserving Judgment/Order	07.04.2026
Uploading date	08.04.2026
Uploaded by	Md. Reyazul Haque