

In the Court of Motish Kumar Singh Sessions Judge, Siwan.

Bail Petition No. 538/2026

(Arising out of Siwan Town P.S. Case No. 175/2026)

Jakir Ahmad..... Petitioner

Vs.

The State of Bihar O.P.

ORDER

26.05.2026

1. The present bail application has been filed on behalf of the accused-petitioner namely **(1) Jakir Ahmad**, who is in judicial custody since 15.02.2026 in connection with Siwan Town P.S. Case No. 175/2026 allegedly instituted for the offences under section 25(1-B)(a), 26, 35 of Arms Act.

2. Ld. Counsel of the petitioner submits that petitioner is innocent and has committed no offence rather he has falsely been implicated in this case. Petitioner bears two criminal antecedents. The prosecution story is highly improbable and patently absurd. Ld. Counsel further submits that nothing incriminating article has been recovered either from the person or possession of the petitioner. Petitioner is in judicial custody since 15.02.2026. There is no chance of his absconding or tampering with the prosecution evidence. Hence, Ld. counsel prays for bail.

3. On the other hand, Ld. P.P vehemently opposes the prayer of bail.

4. Heard, perused record.

5. From perusal of the record, it transpires that an FIR Vide- Siwan Town P.S. Case No. 175/2026 was allegedly instituted on 15.02.2026 for the offences under section 25(1-B)(a), 26, 35 of Arms Act against the petitioner along with another. As per FIR, the informant alleged that on 14.02.2026, upon secret information, he started vehicle checking near Renuwa Pul. During vehicle checking, one motorcycle rider tried to flee away to see the police, but was caught with the help of police and two persons were riding on the said motorcycle and disclosed their name as Akib Abran and Jakir Ahmad. On search, one country made pistol loaded with one cartridge from the left pocket of Punjabi Kurta and one blank magazine was recovered from the right side of pocket of Akib Abran. One country made pistol loaded with one cartridge was recovered from the left side of paint of Jakir Ahmad (petitioner).

6. From perusal of FIR, it appears that petitioner was nabbed on spot and one country made pistol loaded with one cartridge was recovered from his left side of

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paint and one blank magazine was recovered from right side of his pocket. As per LCR, the investigation in this case is already complete charge-sheet has been submitted against the petitioner. Moreover, petitioner is in custody since 15.02.2026.

7. As per para-3 of the bail petition as well as para-21 of the photo copy of case diary, it appears that petitioners bear two criminal antecedents.

8. Considering the fact that investigation is already complete and custody period of the petitioner, the present bail application is **allowed**, the petitioner is directed to be released immediately on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the court below **with condition that the petitioner shall not repeat such offence in future. If the petitioner is subsequently found indulged in similar offences, the learned trial Court shall take steps for cancellation of his bail bond.**

(Dictated)

(Motish Kumar Singh)
Sessions Judge,
Siwan.
26.05.2026