

In the Court of Sessions Judge, Vaishali

A.B.P. No. 474/2026

Manjeet Kumar, aged about 21 years S/o Prabhu Sah,
Resident of village –Cheharakala, P.S. - Kathara Goraul, Distt. - Vaishali.
- Petitioner

Verses

State of Bihar - O.P.

Appearance : -

Learned counsel for the petitioner : - Sri Arvind Kumar Singh, advocate.

Learned P.P. for the State : - Sri Shyam Babu Rai,

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 13th. March 2026

Heard the learned defence counsel as well as learned Public Prosecutor and the learned counsel for the complainant on the anticipatory bail application filed on behalf of the above named accused petitioner under section 482 of B.N.S.S. who is apprehending his arrest in connection with Goraul P.S. Case No. 736/2025 for the offences u/ss. 111(3), 313 of B.N.S. and sections 25(1-b)a, 26 & 35 of Arms Act.

It is stated in Para 2 of the anticipatory bail petition that no bail application either anticipatory or regular has been filed in the present case either before this court of Sessions or before the Hon'ble High Court, Patna.

The case of the prosecution in brief, as per self-statement of informant Sanjeev Kumar Dubey, S.H.O. of Kathara P.S. is that on 07.12.2025 at 18.05 o'clock, he got information that some criminals were planning at village Cherakala Pokhar to commit crime. On this information when he alongwith police team reached there, on seeing the police vehicle 7-8 persons started to flee, but with the help of police forces, two persons were apprehended and rest persons succeeded to flee away taking advantage of darkness. On interrogation, the apprehended persons disclosed their names as Gautam Kumar @ Ankit Kumar and Vivek Kumar. They also disclosed the name of the persons who fled away as Shan Kumar @ Aditya Kumar Soni, **Manjit Kumar**, Monu Kumar, Sonu Kumar @ Saurav Suman, Niraj Kumar and Alok Kumar. Both persons also disclosed that they were making plan to commit

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big crime. Thereafter search of the apprehended persons was made. On search one country made pistol, two live cartridge and a mobile were recovered from the possession of apprehended accused Gautam Kumar @ Ankit Kumar and two live cartridges and a mobile were also recovered from the possession of apprehended accused Vivek Kumar. Accordingly, seizure list was prepared and the apprehended both accused persons were arrested.

The learned counsel for the above named accused petitioner submits that the accused petitioner is innocent and has committed no offence. He has been falsely implicated in this case. Nothing incriminating article has been recovered from the possession of the petitioner. Petitioner was not arrested by the police on the spot. Petitioner was hospitalized in Sadar hospital for treatment as he met accident on 04.12.2025 and he was referred to N.M.C.H. Patna, whereas date of occurrence is 07.12.2025. The prosecution case is false and concocted. The accused petitioner has criminal antecedent of four other criminal cases. On these basis, a prayer has been made to allow this anticipatory bail petition.

The learned Public Prosecutor opposed the prayer for anticipatory bail.

Heard the parties. Perused the trial court record and the case diary. From perusal of the trial court record and the case diary, it transpires that the petitioner and co-accused persons as named in the F.I.R. were making plan to commit crime. In the mean time the co-accused Gautam Kumar @ Ankit Kumar and Vivek Kumar were apprehended by the police but the petitioner and other accused persons succeeded to flee away. The apprehended accused persons disclosed the name of the petitioner and others who had fled away. From the possession of apprehended accused Gautam Kumar @ Ankit Kumar one country made pistol, two live cartridges and a mobile were seized. Two live cartridges and a mobile were also seized from the possession of apprehended accused Vivek Kumar. The informant in

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his re-statement in Para 3 and other witnesses namely Jagarnath Thakur, Raja Ram Pandit, Rakesh Ranjan Singh and Tufan Kumar Yadav in their statements in Para 4, 18, 19 and 20 of the case diary have supported the prosecution case. It further appears that arrested accused Gautam Kumar @ Ankit Kumar in his confessional statement has confessed his guilt and has taken the name of the petitioner and others as his associates as mentioned in Para 21 of the case diary. The accused petitioner has criminal antecedent of four other criminal cases of similar offences as mentioned in Para 3 of the bail application.

Therefore, considering the aforesaid facts and circumstances of the case as well as nature of the allegations, I am not inclined to enlarge the accused-petitioner on anticipatory bail. Accordingly, prayer for anticipatory bail of the above named accused-petitioner is, hereby, rejected.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali