

In the Court of Sessions Judge, Vaishali

A.B.P. No. 479/2026

Prasant Kumar Sukla @ Sonu, aged about 32 years S/o Mahesh Sukla
Resident of Village – Bishanpur Titra, P.S. - Baranti O.P. (Rajapakar), District –
Vaishali.

	-	Petitioner
Verses		
State of Bihar	-	O.P.

Appearance : -

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

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

Present : Harshit Singh,
Sessions Judge, Vaisha

Date of order : 14th.May 2026

Heard the learned defence counsel as well as learned Public Prosecutor 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 Rajapakar P.S. Case No. 214/2025 registered u/ss.126(2), 115(2), 352, 351(2) & 3(5) 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 written report of the informant Dinesh Prasad Shukla is that he along with his son Vivek Kumar came at his village residence Titira to see his mother namely, Subhadra Devi and he wanted to take her mother to Begusarai and serve her. But his nephew **Prashant Kumar Shukla @ Sonu** protested and told that he will take care of his grand mother and keep all her pension money. If any one interferes, he will shoot him. It is further alleged that on 16.06.2025 at 4 P.M. he called the relatives to solve the problem, at the same time his nephew Prashant Kumar Shukla along with his four friends came there and started throwing stones and bricks on the informant and others. Then, the informant caught one of his nephew's friends with loaded revolver and on

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.

14.05.2026

interrogation he disclosed his name as Abhijeet Singh. It is further alleged by the informant that his nephew Prashant Kumar Shukla @ Sonu is a notorious criminal and he was involved in several violent incidents. He threatened him to send jail in rape case.

Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. The entire prosecution case is false and concocted. He has falsely been implicated in this case. Nothing has been recovered either from his possession or from the place occupied by him. No occurrence as alleged took place. In fact, petitioner's father namely Mahesh Prasad Shukla has lodged a case i.e. Rajapakar P.S. Case No.227/2025 against the informant of present case and his family members and to save skin, the present case has been lodged. The informant is own uncle of the petitioner. Moreover, all the section of B.N.S. are bailable in nature. No case u/ss. 25(1-b)a, 26 & 35 of Arms Act is made out against the petitioner as the alleged arms was produced by the informant before the police. Petitioner was accused is in one other case i.e. Bhagwanpur P.S. Case No. 9/2010 u/ss. 394, 302, 120(B) I.P.C. in which he was acquitted by J.J.B. Vaishali. Petitioner has also criminal antecedent of one other case i.e. Rajapakar P.S. Case No. 197/2018 u/ss. 302, 120(B) I.P.C. and 27 of Arms Act. Hence, prayer has been made for anticipatory bail.

Learned Public Prosecutor opposed the prayer for anticipatory bail.

Heard the parties and perused the trial court record and the case diary. From perusal of trial court record and case diary written up to Para 122 of the case diary dated 13.03.2026, it appears that petitioner is named accused in the F.I.R. and there is allegation against him that he alongwith his four friends attacked and threw stones, bricks etc. on the informant who is uncle of the petitioner. The allegation against him is also to give threat to shoot the informant. One of the

Present : Harshit Singh, Sessions Judge, Vaishali

Contd.14.05.2026

friend of the petitioner namely Abhijeet Singh, who was alongwith the petitioner, was caught with a loaded revolver and produced before the police by the informant. The production cum seizure list attached with the trial court record shows that one country made revolver and four live cartridges were seized from the possession of co-accused Abhijeet Singh, which were found to be effective as per test report of Arms Inspector. The informant in his re-statement in Para 3, seizure list witness namely Vivek Kumar in Para 4 and witness Sanjeet Kumar Singh in Para 5 of the case diary have supported the prosecution case. Para 87 of the case diary shows that petitioner has criminal antecedents of two other criminal cases i.e. Rajapakar (Baranti) P.S. Case No. 197/2018 u/ss. 302, 120(B)/34 I.P.C. and 27 of Arms Act and Bhagwanpur P.S. Case No. 09/2010 u/ss. 394, 302, 120(B) I.P.C. and 27 of Arms Act. The investigation is still going on.

Therefore, considering the aforesaid facts, circumstances of the case as well as nature of the allegations, I am not inclined to grant anticipatory bail to the petitioner. Accordingly, the present anticipatory bail petition is hereby rejected.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

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