

In the Court of Md. Gheyasuddin District & Addl. Sessions Judge- I

Vaishali at Hajipur,

BP No.- 280/2026

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In the matter of :-

Kaushal Kumar, Aged- 21 years, Son of Ram Pravesh Mahto, R/o Village-
Jahanabad, PS- Lalganj, District-Vaishali, **Petitioner**

Versus

The State of Bihar

..... **Opposite Party**

Order

13.02.2026

The petitioner above named is in custody since 09.02.2026 in connection with Lalganj PS Case no. 65/2026, u/s 25(1-B)a, 26 of Arms Act, and hence instant petition for the grant of regular bail has been filed on his behalf.

Heard the learned lawyer for the accused/petitioner as well as Learned APP on behalf of state.

The prosecution case in short is that on 08.02.2026 at about 07:00PM, S.I Diwakar Tanti who is the informant of this case arrested one Kaushal Kumar in Lalganj PS Case no. 40/2026 for inquiry on the above mentioned case and in that course Kaushal Kumar confessed that on 21.01.2026 he along with Raushan Kumar, Goldi Kumar, Manish Kumar @ Tabahi, Sooter, Killer, Shankar involved in gun firing due to dispute of money in between Sonu and Raushan Bhaiya. On further inquiry about the fire arm he told that he has kept it in a thatched house situated at Etwarpur Sisaula Dhobiniya pokhar. On receiving said information the informant along with other police party reached at the alleged place for verification of the same and found one country made pistol and two live cartridge. Accordingly, with the said allegation FIR has been instituted.

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Vaishali at Hajipur,

BP No.- 280/2026

Learned counsel for petitioner submitted that the petitioner is innocent and he has falsely implicated in this case. It is further submitted that entire prosecution case is false and concocted which has been set up at the instance of his enemies. It is further submitted that petitioner has three criminal antecedent against his name. He is accused in (i) Lalganj PS Case no. 279/2024, u/s 317(5), 318(4), 338, 336(3), 340(2), 3(5) of BNS (ii) Lalganj PS Case no. 28/2025, u/s 317(5), 318(4), 338, 336(3), 340(2) of BNS and (iii) Lalganj PS Case no.40/2026, u/s 109, 352, 351(2) of BNS and 25(1-b)a, 26, 27, 35 of Arms Act. It is further submitted that petitioner is ready to furnish bail bond with sound sureties and are also ready to abide the conditions as laid down. It is therefore prayed that petitioner be admitted to regular bail.

Ld. APP opposed the petition and submitted that one country made pistol along with two live cartridges were recovered on the confessional statement of petitioner. Hence his regular bail application is fit to be rejected.

From perusal of LCR and case diary it transpires that one country made pistol along with two live cartridges were recovered on the confessional statement of petitioner.

In the above facts, circumstances and also considering the fact that one country made pistol along with two live cartridges were recovered on the confessional statement of petitioner. The informant in his re-statement in para 3 and other witnesses in para 4 and 5 of the case diary have supported the prosecution case. The confessional statement of accused/petitioner is mentioned in para 13 of the case diary wherein he has confessed his guilt and on his confession police has recovered arm and cartridges. The allegation against accused/petitioner is serious in nature and the investigation of case is going on. Hence I am of the opinion that it is not a fit case to admit the accused/petitioner to

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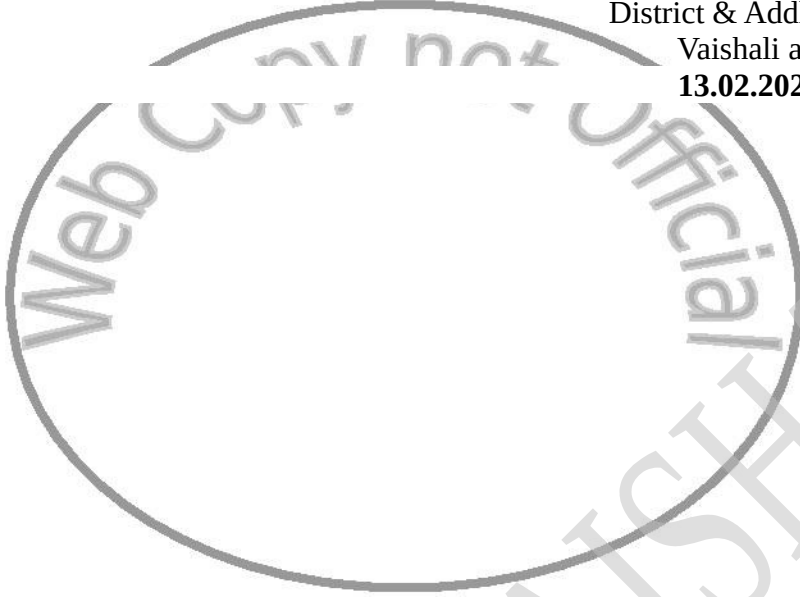
Vaishali at Hajipur,

BP No.- 280/2026

regular bail, hence his regular bail application is hereby rejected.

Dictated

Md. Gheyasuddin
District & Addl. Sessions Judge-I
Vaishali at Hajipur.
13.02.2026



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