

Court of Prabhat Kumar Sharma, Distt & Addl. Sessions Judge II, Garhwa

Bail Petition No. 146/2026

Garhwa P.S. Case No- 320/2026

CNR-JHGW01-001373-2026

Vaibhaw Keshari, aged about 25 years,

S/o Jitu Prasad,

R/o Vill-Station Road Rehla, P.S. - Rehla,

Distt. Palamau.....**Petitioner**

Versus

The State of JharkhandO.P.

Ld. Counsel for petitioner – Sri Shashi Mani Pandey, Ld. Adv.

Ld. Counsel for the state - Sri Umesh Dixit, Ld. Addl.P.P.

12.06.2026- Bail petition filed in the present case on behalf of accused person namely ***Vaibhaw Keshari***, who is in judicial custody since 10.05.2026 in connection with Garhwa P.S. Case No- 320/2026, registered u/s 310(4), 310(5), 111 of B.N.S. & u/s 25(1-B)(a), 25(6), 26, 35 of the Arms Act, is put up for hearing along with the case record and case diary.

Learned counsel for the petitioner submits that the petitioner is quite innocent and committed no offence whatsoever as alleged and has falsely been implicated in this case. It is further submitted that no bail petition has been preferred either before this court or before the Hon'ble High Court. The police has arrested the petitioner from his shop. No any incriminating article has been recovered from the possession of the petitioner. As per F.I.R. only black colour mobile of IQOO company has been recovered from the packet of the petitioner, which he has

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purchased and has valid document with him. Neither any witness has seen the petitioner at the place of occurrence nor TIP has been conducted against the petitioner. The petitioner was arrested from his shop situated at B.N.T. More. The CCTV footage of the shop is annexed. The petitioner has got no criminal antecedent. The father of the petitioner is mentally ill and the petitioner is only earning member of his family. No any arms has been recovered from the possession of the petitioner so offence u/s 25(1-B)(a), 25(6), 26, 35 of the Arms Act is not made out against him, further other charges are also false. The petitioner has been languishing in judicial custody since 10.05.2026, for no fault of his own. The petitioner is ready to abide by all terms and conditions as imposed by the court. On the above grounds, learned counsel prays to enlarge the petitioner on bail.

Ld. Addl.P.P. has opposed the prayer and submitted that the prayer for bail of the accused may be refused as country made pistol was recovered.

The prosecution's case is that the informant of the case, S.I. Krishna Kumar Kushwaha, reported to the officer-in-charge Garhwa P.S. through typed application stating therein that on 10.05.2026 at 00:30 hours officer-in-charge Garhwa P.S. has received secret information that

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one Gyan Prakash Tiwari @ Rajan Tiwari, who had recently been released from jail, alongwith his associates was planning to commit a major criminal offence and staying in a house situated near the river bank while possessing illegal weapons and hatching a criminal conspiracy. On this information, after constituting a raiding team, the police proceeded and reached and cordoned off the aforesaid place, then, on seeing the police team, the miscreants started to flee away, out of which seven persons were apprehended and after following the procedure of search and seizure, a search was made. In course of search one country made pistol loaded with cartridge and one redmi 5G mobile was recovered from the possession of (1) Gyanprakash Tiwari @ Rajan Tiwari, one country made pistol loaded with cartridge and one mobile of lava company was recovered from the possession of (2) Prince Kumar, one country made pistol loaded with cartridge was recovered from the possession of (3) Inayat Siddiki @ Dhibari, one mobile of IQOO company was recovered from the possession of (4) Pawan Kumar Chandravanshi, one mobile of Redmi company was recovered from the possession of (5) Aakash Kumar Dubey, one mobile of one plus company was recovered from the possession of (6) Vaibhaw Keshari and one country made pistol loaded with cartridge and one mobile of techno

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spark company was recovered from the possession of (7) Santosh Soni. On further inquiry, no documents with respect to the vehicle from which the miscreants came have been produced by them. Thereafter, all articles, arms and ammunition, including the motorcycle, were seized after preparing a seizure list. All seven persons mentioned above were arrested.

Having regard to the rival submissions advanced on behalf of both sides and upon perusal of the copy of the case diary submitted by the Investigating Officer during the hearing of the present matter, it transpires that the investigation is in progress, and the petitioner has been in judicial custody since 10.05.2026. Further, it is argued that the petitioner has no criminal past, but as per the confessional statements of the petitioner as well as his accomplices recorded by the police, it has been stated that they were planning for the robbery, and some of the co-accused have been caught with illegal firearms in their conscious possession. Additionally, the case diary reflects that the petitioner is alleged to be a member of an organized crime syndicate, in which his associates have criminal antecedents and they are involved in several serious offences as mentioned in the para-47 of the case diary.

Considering the above facts and the nature of the alleged

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offence, I am not inclined to allow the petitioner on bail. Accordingly, his prayer stands ***rejected***. Thereby, the bail petition filed on his behalf is disposed of. Let an authenticated copy of this order be handed over to the counsel of the petitioner free of cost.

Dictated

Sd/-

(Prabhat Kumar Sharma)
District & Addl. S.J. II,
Garhwa.
JO Code- JH00500