

**IN THE COURT OF SESSIONS JUDGE, PATNA**

**Anticipatory Bail Petition No.2461 of 2026.**

**Khan Sir @ Faizal Khan**

..... **Petitioner.**

**Versus**

**The State of Bihar**

**Order  
No.**

**Date**

**O R D E R**

**02 09-06-2026**

1. The **petitioner, Khan Sir @ Faizal Khan**, apprehends arrest in connection with **Kadamkuan P.S. Case No. 418 of 2026** instituted by Sub Inspector, Anil Kumar for offences under **Section 109 of the Bharatiya Nyaya Sanhita, 2023 (BNS)** as well as **Section 25(9), 27 & 35 of the Arms Act, 1959.**

2. The prosecution case, as set out in the written report of Sub-Inspector Anil Kumar of Kadamkuan Police Station, Patna, states that on 04.06.2026, in connection with Sanha No. 265/26, a police team comprising PSI Rajiv Ranjan Ojha and Constable Pawan Kumar proceeded at about 09:30 A.M. to verify the authenticity of a video/photo circulating on social media. The Station House Officer was duly informed of this development.

At approximately 10:20 A.M., the team reached near Khan GS Academy. Upon inquiry from local persons, the persons seen in the viral video were identified as private security guards employed at the academy. The video allegedly showed them firing two rounds each from their rifles. The police contacted the petitioner, who is the Director of the academy and he confirmed that the individuals were security guards engaged through APS Security Agency. He further informed the police that both guards were currently away but would be called.

At about 01:25 P.M., the two security guards, Pradeep Kumar and Talebar Singh, appeared before the police along with their rifles and licenses and were identified as the persons seen in the video. During interrogation, they stated that on 02.06.2026 at around 10:30 P.M., a group of persons gathered outside the academy and allegedly assaulted another security guard, Chunchun, causing panic among students. On hearing the disturbance, Khan Sir @ Faizal Khan and his staff came outside and saw the crowd. It is alleged that the petitioner and an unidentified associate instructed the security guards to fire in order to

**IN THE COURT OF SESSIONS JUDGE, PATNA**

**Anticipatory Bail Petition No.2461 of 2026.**

**Contd....  
(09-06-2026)**

disperse the crowd. Acting on these instructions, both guards fired two rounds each from their rifles.

The two co-accused security guards, Pradeep Kumar and Talebar Singh produced a .315 bore rifle bearing UIN No. 6260049242014 with license No. 2375/Bewar another .315 bore rifle bearing UIN No. 330980008351602015, respectively. Each rifle was found loaded with three live cartridges. The police alleged that the accused fired in a public place with the intention of causing panic and terror. Consequently, both guards were arrested, their weapons were seized, and an FIR was registered. Legal action was also initiated against Khan Sir @ Faizal Khan and other unknown persons for allegedly instigating and facilitating the firing.

3. Learned counsel for the petitioner submits that the only non-bailable offences invoked against him are under Section 109 of BNS and Sections 27 and 35 of the Arms Act. It is argued that even if the FIR is taken at face value, the allegation against the petitioner is limited to instructing the guards to fire. The video in question shows that the guards fired in the air, had there been any intention to kill, they could have targeted the group of persons gathered. This, it is contended, indicates that the act was done in self-defence in response to a prior incident, for which Kadamkuan P.S. Case No. 410/26 was lodged by the petitioner's manager.
4. It is further argued that the allegation against the petitioner is based solely on the disclosure statement of the co-accused, which are inadmissible in evidence. The petitioner also claims false implication due to business rivalry with one Roshan Anand, who runs Gyan Bindu Coaching. Regarding the Arms Act charges, it is submitted that Section 25(9) is bailable, and Sections 27 and 35 are not attracted, as the firearms used were licensed. It is also highlighted that the petitioner cooperated with the investigation by calling the security guards, who appeared before the police with their licensed weapons and the licenses. It is fairly submitted that the petitioner has one prior case being Patrakar Nagar P.S. Case No. 42/2022, involving bailable offences and one non-bailable offence under Section 353 IPC, in which he is already on bail
5. Learned Public Prosecutor vociferously opposes the anticipatory bail plea, relying on the confessional statement of co-accused Pradeep

**IN THE COURT OF SESSIONS JUDGE, PATNA**

**Anticipatory Bail Petition No.2461 of 2026.**

Contd....  
(09-06-2026)

Kumar. It is pointed out that although the firearm license was obtained in the year 2012, in the backdrop of his father's murder in the year 2011, for personal security, it was allegedly misused by using the said firearm for rendering professional security services.

6. As a rebuttal, learned counsel for the petitioner submits that the guards were not directly employed by the petitioner but were engaged through APS Security Agency based in Noida. Therefore, even if there was any misuse of the license, the petitioner cannot be held liable. Even otherwise, nothing has been demonstrated by the police to show misuse, as the arms was a licensed one.
7. For a better appreciation of this anticipatory bail petition, office is directed to **call for case diary** along with criminal antecedent of accused-petitioner from I.O of the case.
8. At this juncture, learned counsel for the petitioner prays for interim protection against arrest.
9. Considering the aforesaid facts and circumstances of the case; nature of accusation levelled against the petitioner; and the rival submissions advanced by learned counsel for the parties; **interim protection** from arrest is granted to the above-named petitioner **till next date** in connection with **Kadamkuan P.S. Case No. 418 of 2026**. However, the petitioner is directed to cooperate with the Investigating Officer and shall make himself available as and when required by the police.
10. Put up this case on 20.06.2026.

(Dictated)

Sd/-

(Rupesh Deo)  
Sessions Judge, Patna

Date of Order	09-06-2026
Date of Reserving Order	NA
Uploading Date	09-06-2026
Uploaded by	Rahul Raj/-