

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27275 of 2025

Arising Out of PS. Case No.-135 Year-2024 Thana- HASANPUR District- Samastipur

Chaman Kumar @ Chaman Kumar Choudhary @ Chanan Kumar Choudhary, aged about 33 years, Gender-Male, Son of Manikant Choudhary @ Manikant Chaudhary, Resident of Village-Vasantpur, Ward No.-07, P.S.-Hasanpur, District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sushil Kumar Jha, Advocate

For the Opposite Party/s : Mr. Satya Nand Shukla, APP

CORAM: HONOURABLE MR. JUSTICE RAMESH CHAND MALVIYA
ORAL ORDER

2 06-05-2025 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner seeks bail in connection with Hasanpur P.S. Case No. 135 of 2024 instituted for the offences punishable under Sections 115(2), 118(1), 117(2), 126(2), 109, 303(2), 3(5) of the BNSS.

3. As per the prosecution case, all the accused persons including the petitioner assaulted the informant with Farsa, Khanti, Varchhi, Vegetable cutter, lathi and iron rod on informant's head causing head and hand injury.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence and has falsely been implicated in this case. He submits that there is case



and counter case due to land dispute attributed between the parties. He further submits that both sides have got injury. He next submits that the father of the petitioner lodged a complaint against the informant and his family members. Petitioner has got clean antecedent as stated in para 3 of the petition is in custody since 23.02. 2025.

5. Learned APP opposes the prayer for bail.

6. From perusal of the FIR and impugned order of the learned Additional Sessions Judge-VIII, Samastipur dated 25.03.2025, it appears that petitioner is named in the FIR. From perusal of the records, it appears that on the basis of written report of the informant Rajesh Choudhary, FIR has been lodged under Sections 115(2), 118(1), 117(2), 126(2), 109, 303(2), 3(5) of the BNSS against seven accused persons including the present petitioner. It also appears that four co-accused persons have already been granted anticipatory bail by a Co-ordinate Bench of this Court in Cr. Misc. No. 12560 of 2025 vide order dated 25.03.2025, the case of the petitioner is also identical to this case, so considering all these aspects of the case and submission of learned counsel for the petitioner, I am inclined to grant bail to the petitioner.

7. Accordingly the prayer for bail of the petitioner is



allowed. Let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned ACJM-IV, Rosera / Successor Court in connection with Hasanpur P.S. Case No. 135 of 2024.

(Ramesh Chand Malviya, J)

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