

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 43623 of 2025

Arising Out of PS. Case No.-93 Year-2025 Thana- DEV District- Aurangabad

Kamlesh Chaudhary @ Kamlesh Chaudhari @ Kamlesh Kumar, S/O Sudama
Chaudhary, R/O Village-Raja Kurka, P.S.- Deo, Distt-Aurangabad(Bihar)
... .. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Aman Vishal, Adv.

For the Opposite Party/s : Mr. Navin Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 18-07-2025 Heard Mr. Aman Vishal, learned counsel for the
petitioner and Mr. Navin Kumar Pandey, learned APP for the
State.

2. Petitioner seeks regular bail in connection with Deo
P.S. Case No. 93 of 2025 dated 06.04.2025 registered for the
offences punishable under sections 126(2), 127(2), 115(2), 118(1),
109, 117(2), 190 and 191(2) of the Bharatiya Nyaya Sanhita.

3. As per the prosecution story, the informant alleged
that on 06.04.2025 around 7:30 A.M., he was called by Kamlesh
Chaudhary (petitioner) for hiring his vehicle and when the
informant along with one person, namely, Nitish Kumar reached
at the spot, on the pretext of taking help, they were called inside
the house of Kamlesh Chaudhary. Thereafter, they both were
assaulted by FIR named person including 4 to 5 unknown persons.
It is further alleged that Kamlesh Chaudhary (petitioner) cut the
private part of Nitish Kumar.



4. The main submissions advanced by petitioner's counsel are that the allegation made against this petitioner is totally false, in fact the sister-in-law of this petitioner had been raped by the informant and others and in this regard, a police case bearing Deo P.S. Case No. 94 of 2025 was lodged (Annexure-3) and thereafter, in retaliation the petitioner has been falsely roped in the alleged occurrence. It is further submitted that during investigation, some independent persons have supported the alleged misbehaving with the sister-in-law of the petitioner by the informant and others. It is lastly submitted that the petitioner has been languishing in jail since 07.04.2025.

5. Learned APP for the State has opposed the prayer of the petitioner.

6. Considering the seriousness of the allegation appearing against this petitioner which relates to amputation of private part of one person, namely, Nitish Kumar by this petitioner which gets support from the medical report of said injured filed with this petition as Annexure- 2 series, this Court is not inclined to release the petitioner on bail in view of the nature of the said allegation. Accordingly, petitioner's prayer stands rejected.

(Shailendra Singh, J)

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