

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55069 of 2025

Arising Out of PS. Case No.-236 Year-2024 Thana- TAJPUR District- Samastipur

Surya Mani Choudhary @ Suryamani Choudhary S/o- Jagannath Choudhary
@ Jagannath Choudhary R/O- Morwa Chandauli PS- Tajpur District-
Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate
For the Opposite Party/s : Mr. Ajit Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 27-08-2025 Heard Mr. Shashank Shekhar, learned counsel

appearing on behalf of the petitioner and Mr. Ajit Kumar,

learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection
with Tajpur P.S. Case No. 236 of 2024 registered for the
offence(s) punishable under Sections 109, 132 of the BNS and
Sections 25(1-b)a, 26, 35 of the Arms Act.

3. As per the allegation made in the FIR, on a secret
information that the petitioner along with other co-accused
armed with weapons had assembled with the intent to commit
an offence the informant, along with other police personnel,
conducted a raid during which the co-accused was apprehended
but the petitioner fled from the spot.



4. Learned counsel appearing on behalf of the petitioner submitted that only because three criminal cases are pending against the petitioner, the petitioner has been roped in the present case and on the basis of confessional statement of one co-accused namely Chandramani @ Indramani, who was apprehended from the spot and from whom the recovery has been made, the petitioner has been named in the FIR. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Considering the nature of allegation made in the FIR, as well as, the fact that the recovery has been made from one co-accused namely Chandramani @ Indramani, I am of the opinion that petitioner has, prima facie, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the learned District Court within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Special Judge Excise-02, Samastipur in connection with Tajpur P.S. Case No. 236 of 2024, subject to the



conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph No.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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