

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64258 of 2025

Arising Out of PS. Case No.-21 Year-2025 Thana- FULKAHA District- Araria

Dhiraj Choudhary @ Dhiraj Kumar Choudhary @ Dhiraj Kumar Son Dinesh
choudhary R/o Village - Laud Ward No. 8, P.S. and Dist. - Supaul.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Ajay Kumar Thakur, Advocate Mrs. Vaishnavi Singh, Advocate Mr. Ritwik Thakur, Advocate Mr. Pusushottam Kumar, Advocate
For the Opposite Party/s	:	Mr. Yogendra Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE HARISH KUMAR
ORAL ORDER

2 26-09-2025 Heard Mr. Ajay Kumar Thakur, learned advocate for
the petitioner and Mr. Satyendra Narayan Singh, learned APP
for the State.

2. This is an application for grant of bail to the petitioner who is in custody in connection with S.T. No. 400 of 2025, arising out of Fulkaha P.S. Case No. 21 of 2025, registered for the offences punishable under Sections- 137(2), 87 and 3(5) of B.N.S., 2023. This is the second attempt made on behalf of the petitioner as earlier the prayer of bail of the petitioner came to be negated by this Court on 06.08.2025 in Cr. Misc. No. 31391 of 2025.

3. Learned advocate for the petitioner submitted that though earlier the prayer for bail of the petitioner was turned



down by this Court, however, liberty was accorded to the petitioner to renew his prayer for bail after framing of the charge. It is submitted that now the charges have already been framed in the matter on 11.08.2025. To support the aforesaid contention, copy of the order with the charge have been placed on record. It is further contended that besides the aforesaid fact, the petitioner bears fair antecedent and he undertakes before this Court that he will fully co-operate in the proceeding of the Court.

4. On the other hand, learned advocate for the State has vehemently opposed the bail application and submits that specific accusation has been made against the petitioner of committing rape upon the victim.

5. Having considered the submissions advanced by learned counsel for the respective parties and taking note of the observation made by this Court considering the materials available on record and the fact that the charges have already been framed as also the fair antecedent, let the petitioner, named above, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge-cum-Special Judge, Araria in connection with



Sessions Trial Case No. 400 of 2025, arising out of Fulkaha P.S.
Case No. 21 of 2025, subject to the condition that one of the
bailors will be the close relatives of the petitioner with further
conditions which are as follows:-

(i) The petitioner will cooperate in conclusion of
the trial.

(ii) He will remain present on each and every date
of trial till disposal of the case.

(iii) He will not try to tamper with the evidence or
intimidate the witnesses to delay the disposal of trial.

(iv) In the event of default of two consecutive dates
without any cogent reason, his bail bonds will be liable to be
cancelled.

(Harish Kumar, J)

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