

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5067 of 2026

Arising Out of PS. Case No.-196 Year-2012 Thana- CHARPOKHARI District- Bhojpur

Sudarshan Chaudhary Son of Late Ramanand Chaudhary Resident of Mathiya
Tola Dih, P.S.- Aayar, District- Bhojpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr. Prabhat Kumar Singh, Advocate Ms. Priya, Advocate
For the State	:	Mr. Umeshanand Pandit, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 16-02-2026 Heard Mr. Prabhat Kumar Singh, learned counsel for
the petitioner and Mr. Umeshanand Pandit, learned A.P.P. for the
State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Sections 302 and 34 of the Indian
Penal Code and Sections 27 of the Arms Act.

3. As per prosecution case, it is alleged that on the
instigation of this petitioner, co-accused Dudhnath Choudhary
and Budhan Choudhary shot brother of informant due to which
he died on the spot.

4. Learned counsel for the petitioner submits that
petitioner is quite innocent and has committed no offence. From



bare perusal of the F.I.R. it is apparent that specific accusation of firing is against co-accused Dudhnath Choudhary and Budhan Choudhary. So far as this petitioner is concerned, he is only alleged to have instigated co-accused Dudhnath Choudhary and Budhan Choudhary to fire and no specific accusation of overt act has been alleged against this petitioner. Moreover, charge-sheet has already been submitted and petitioner is in custody since 27.09.2025.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the facts and circumstances of the case, general and omnibus nature of accusation and period of custody, the prayer for grant of bail to the petitioner is allowed.

7. Accordingly, let the above named petitioner be released on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhojpur at Ara in connection with Charpokhari P.S. Case No. 196 of 2012.

(Prabhat Kumar Singh, J)

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