

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10960 of 2026

Arising Out of PS. Case No.-168 Year-2023 Thana- AMDABAD District- Katihar

1. Hare Ram Choudhary Son of Late Ram Dayal Choudhary Resident of Kasba Tola, Gadai Diyara, Ward No.- 11, P.S.- Amdabad, District - Katihar.
 2. Shiv Kumar Choudhary Son of Late Ram Dayal Choudhary Resident of Kasba Tola, Gadai Diyara, Ward No.- 11, P.S.- Amdabad, District - Katihar.
- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Helal Ahmad, Adv.

For the Opposite Party/s : Mr.Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 12-03-2026 Heard learned Counsel for the petitioners and
learned APP for the State.

2. The petitioners are apprehending arrest in a case registered for the offences punishable in connection with Amdabad P.S. Case No.168 of 2023 dated 01.07.2023 under Sections 147, 148, 149, 341, 323, 307, 302 and 506 of the Indian Penal Code, which is pending before the court of District and Additional Sessions Judge-VIII, Katihar.

3. As per the prosecution, the FIR has been lodged against 11 named accused persons including the petitioners with allegation that they have gathered at the house of the informant and started abusing and assaulted brutally due to which the husband of the informant died.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have committed no offence. He submits that one of the co-accused person has been granted



regular bail by the Co-ordinate Bench of this Court vide order dated 01.08.2025 passed in Cr. Misc. No.21947 of 2025.

5. Counsel also submits that antecedent of the petitioners is clean. He further submits that injury report is annexed in the bail petition by which it becomes crystal clear that injury is simple in nature.

6. Learned APP for the State opposes the prayer for bail and submits that informant's husband was killed by the accused persons including the petitioner.

7. In the present facts and circumstances, this Court is not inclined to grant anticipatory bail to the petitioners, therefore the bail application of the petitioners is hereby rejected.

8. However, trial court is directed to consider the regular bail application of the petitioners, if they surrender and pray for regular bail, then trial court shall pass order on merit or demerit, without being prejudice of the present order.

(Dr. Anshuman, J)

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