

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84964 of 2025

Arising Out of PS. Case No.-58 Year-2025 Thana- Mufassil District- Khagaria

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Anil Chaudhary Son of Late Ramprikshan Choudhary Resident of Village -
Jai Prakash Nagar, Police Station - Khagaria, District - Khagaria.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vivekanand Singh, Advocate

For the Opposite Party/s : Mr. Syed Ehteshamuddin, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 17-02-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 191(2),
191(3), 190, 126(2), 115(2), 118(1)(2), 109, 352, 351(2) and
351(3) of B.N.S. as well as Section 27 of the Arms Act.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of nine cases and the informant alleges
that informant was informed by the S.H.O. that firing is being
resorted to in between two groups at Naya Tola Rahimpur
Diyara on account of land dispute, accordingly, the informant
reached the place of occurrence and on seeing the police force,
the accused persons fled away but Babish Kumar and Dinesh
Tanti were apprehended and the Chawkidar disclosed the name
of the accused persons, who fled away, including the petitioner.



4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that Babish Kumar and Dinesh Tanti were apprehended but then they did not disclose the name of the petitioner, rather the name of the petitioner was disclosed at the instance of the Chawkidar. It is next submitted that no doubt, petitioner has antecedent of nine cases but then the nature of allegation as alleged in the FIR is also to be appreciated. It is also submitted that it does not appear probable that the Chawkidar with such precision could have named 18 accused persons. It is further submitted that once an accused is implicated in criminal cases, the police start implicating mechanically without holding a proper investigation of the case. It is next submitted that petitioner will not abscond rather will cooperate in the investigation to prove his innocence.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of his arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.25,000/- (Rupees Twenty Five Thousand) with two



sureties of the like amount each to the satisfaction of the learned trial court where the case is pending/Successor Court in connection with Khagaria Muffasil P.S. Case No. 58 of 2025, subject to the conditions as laid down under Section 438(2) of the Cr.P.C./482(2) of the BNSS.

7. One of the bailors of the petitioner shall be his nephew, namely, Ritu Raj Kumar.

8. However, it is made clear that if the Investigating Officer of the case files an application before the learned trial court bringing to its notice that petitioner despite giving assurance to this Court is not cooperating in the investigation in that event the learned trial court shall be at liberty to cancel the bail bonds of the petitioner.

(Satyavrat Verma, J)

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