

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88929 of 2025

Arising Out of PS. Case No.-172 Year-2025 Thana- KHAGARIA District- Khagaria

1. Chandra Shekhar Chaudhary S/o- Late Jagannath Chaudhary R/v- Patel Nagar W.No-19, Ps- Khagariya Dist- Khagaria
2. Sujal Kumar S/o- Kunal Chaudhary R/o- Gram Samaspur W.No-3, Ps- Maheshkhunt Po- Samaspur, Mahesh Khunt Dist- Khagaria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Ms. Sharda Raje Singh, Advocate
	:	Mr. Abhinav Shankar, Advocate
For the Opposite Party/s	:	Ms. Rina Sinha, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 12-01-2026 Heard Ms. Sharda Raje Singh, learned counsel for the petitioners and Ms. Rina Sinha, learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Khagaria P.S. Case No. 172 of 2025, F.I.R. dated 01.06.2025 for the offences punishable under Sections 126(2), 115(2), 352, 351(2), 109, 303(2), 3(5) of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, the informant alleged that the petitioners along with other co-accused persons assaulted him and his brother by means of iron rod and took away one locket and snatched Rs.1200/- from his neck.



4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they have falsely been implicated in the present case. There is case and counter case between the parties. Although there is specific allegation against the petitioners that they have assaulted the informant and his brother, namely, Ranjit Kumar and both of them received injury but the injury report of the injured persons suggest that injury inflicted upon them is simple in nature caused by hard and blunt substance.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances, the petitioners have clean antecedent and injury inflicted upon the injured persons is simple in nature and there is case and counter case between the parties, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Khagaria in connection with Khagaria P.S. Case No. 172 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of



Criminal Procedure / Section 482(2) of the Bhartiya Nagarik
Suraksha Sanhita and with other following conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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