

The Court of District & Additional Sessions Judge-III, Begusarai

A.B.A No. 1260 of 2026

Arising out of Mansoorchak P.S Case No. 61 of 2026

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1. Abhinandan Choudhary @ Abhinandan Kumar, S/o-Late Laljee Choudhary
R/o-Village-Nav Tole, Ward No. 15, P.S-Mansoorchak, District-Begusarai
 2. Lal Jee Chaudhary, S/o-Late Kapildeo Chaudhary
R/o-Village-Nav Tole, Ward No. 15, P.S-Mansoorchak, District-Begusarai.
-Petitioners

Versus

The State of BiharOpp. Party

Present :

: Sri Naresh Mohan Singh, Ld. Counsel for the accused/petitioner

: Sri Dilip Kumar, Ld. Addl. P.P for the State

27.06.2026

1. The instant anticipatory bail application has been filed by and on behalf of the above named accused/petitioners in connection with **Mansoorchak P.S Case No. 61 of 2026** for having committed offences punishable under sections 126(2), 115(2), 118(2), 109(1), 117(2), 324(4), 3(5) of B.N.S as they are apprehending their arrest in this case.
2. It is submitted by the Ld. Counsel for the petitioners that the petitioners are innocent and have not committed any offence and have falsely been implicated in this case and no other bail petition in connection with this case has either been filed by the petitioners in this court or before the Hon'ble High Court, Patna and the petitioner no. 1 is having three criminal antecedents being Mansoorchak P.S Case No. 14/2025, Mansoorchak P.S Case No. 55/2025 and Mansoorchak P.S Case No. 119/2023 and the petitioner no. 2 is having no criminal antecedent. It is further submitted that there is no specific allegation against these petitioners and no case is made out against these petitioners either U/s-109(1) and other sections or mentioned in the FIR. Lastly, a prayer is made to grant anticipatory bail order in favour of the petitioners as the petitioners are ready to abide by any condition as stipulated U/s-438(2) of Cr.P.C or 482(2) of B.N.S.S.
3. On the other hand, the learned Addl. P.P vehemently opposed the prayer of the petitioners and submitted that there is a specific allegation against both the petitioners of assault using axe and hammer with intention to kill the husband of the informant. He further submitted that the petitioner no. 1 is having blemish criminal past and despite being on bail he committed criminal offence. Moreover, the investigation is still going on in this case, therefore, the petitioners do not deserve anticipatory bail order in their favour.
4. Briefly stated allegation against the petitioners is that on the date of incident the

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present petitioners along with other co-accused persons laced with weapons attacked on the husband of the informant with intention to kill him. It is further allegation that the petitioner no. 1 gave an axe blow on the heel of the husband of the informant and petitioner no. 2 gave a hammer blow on the thigh of the husband of the informant causing fracture. It is further allegation that both the petitioners badly damaged the tractor of the informant and all the assailants including the present petitioners assuming the husband of the informant dead moved away from the place of occurrence.

5. From perusal of contents of FIR, it is apparent that there is specific accusation against the petitioner no. 1 and 2 of assault on the husband of the informant using axe and hammer with intention to kill him. Further injury report of the husband of the informant has been opined as grievous in nature by the doctor, who examined the injured. Record further reveals that the petitioner no. 1 has blemish criminal past. Moreover, the independent witnesses in their statement recorded during the course of investigation have supported the manner in which the incident had taken place.
6. It is further pertinent to point out that while dealing with the anticipatory bail plea the court must evaluate the threat or apprehension of arrest vis a vis the nature and gravity of accusation, criminal antecedent of the accused, false or exaggerated implication, need of custodial interrogation, willing of the accused to cooperate the investigation and conduct of the accused.
7. In the light of the aforesaid discussion and also keeping in mind, the serious accusation against the present petitioners and to collect the material evidences, the custodial interrogation of the petitioners may be required. Thus, this court is of the view that the petitioners have failed to make out a case for grant of anticipatory bail order in their favour. Accordingly, the instant anticipatory bail petition is hereby **rejected**.

Dictated



(Mukund Kumar) 27/06/2026

District & Additional

Sessions Judge-III, Begusarai

Date of Order	27.06.26
Date of reserving Order	24.06.26
Uploading Date	07.07.26
Uploaded by	Boijendra Kumar