

In the Court of Addl. Sessions Judge, Manjhaul (Begusarai)
A.B.A No-233/2026
Cheriyabariyarpur P.S. Case No- 235/2025

In the matter of :

Chhotu Kumar @ Anjan Kumar, aged about 39 years, s/o Late Bhuneshwar Singh
R/o- Vill- Khanjapur, Ward No. 03, P.S.- Cheriyabariyarpur, District-Begusarai
Vs.
State of Bihar

Ld. counsel for the petitioner: Sri Anupam Kumar, Id. Adv.
Ld. counsel for the State: Sri Rakesh Kumar, Id. A.P.P.

Date of Order- 09th March, 2026

Present:-
Sanjay Kumar Singh
Addl Sessions Judge,
Subdivisional Civil Court,
Manjhaul, Begusarai

1. The petitioner namely Chhotu Kumar @ Anjan Kumar seeks anticipatory bail in connection with Cheriyabariyarpur P.S. Case No-235/2025 for the offences punishable under section- 115(2), 126(2), 352, 351(2), 303(2), 118(1), 118(2), 3(5) of BNS. The copy of the bail petition has already been served to Ld. A.P.P. for the state. The Ld. counsels for the parties have been exhaustively heard.
2. The case of the prosecution is in written report of one Munni Devi stated that on 27.12.2025 at about 07.00 pm her son with his friend Anand Kumar was going to his sister home from his car to give her Rs.2,50,000/. On the way, accused persons namely Awnish Kumar Singh, Chhotu Kumar and one unknown person stopped the informant's son and took out him from car and abused and stabbed him with knife and rod, they also snatched his 250000/ rupees.
3. Learned counsels for the petitioner submitted that the aforesaid accused petitioner is quite innocent and has committed no offence. The petitioner never filed bail application under any provision of law earlier or either before this Id. court or Hon'ble High Court, Patna. The petitioner has no any criminal antecedent at all. The informant and the accused are neighbour of each other. The prosecution story as alleged the FIR is totally falsely, concocted, baseless and frame reality and the petitioner is falsely implicated in the case due to dirty local politics. All section as alleged in the FIR are bailable in nature except u/s 303(2), 118(2) of BNS which is not make out against the petitioner in the fact and circumstances of the case and sections 303(2), 118(2) of BNS the artificial and ornaments have been used to make

it look serious. The petitioner is an elderly person, very respectable family and there is no chance of absconding or tampering with the prosecution witness. On these grounds the Id. counsel prays that the petitioner be admitted to regular bail.

4. Learned counsel for the State opposed the prayer of anticipatory bail to the petitioner.

5. Heard Ld. counsels of both the parties and perused the case record. At the outset it be mentioned that the case diary was called for and the same has been annexed with the record for perusal. On perusal of FIR, case diary and other material available on judicial record, this case has been registered u/s- 115(2), 126(2), 352, 351(2), 303(2), 118(1), 118(2), 3(5) of BNS against the accused persons. The petitioner is named in FIR and there is no any specific allegation against the petitioner rather the allegation is general. As per para-54 of case diary caused injury no 3 is simple and injury no 1 & 2 are reserved till USG report but as per para-40 of the case diary the injured Himanshu Kumar did not get his x-ray done despite advised by doctor. No any overt act has been attributed against the petitioner and the roles and allegations are omnibus. Under the circumstances, I am of the view that the petitioner deserves anticipatory bail. The anticipatory bail petition stands allowed; in the event of arrest or surrender within fifteen days from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10000/- with two sureties of like amount each to the satisfaction of Id. court below with condition that the petitioner shall extend his complete cooperation in the ensuing investigation and shall not misuse his liberty nor tamper with evidence or influence the witnesses. If there be any violation of the aforesaid conditions, the liberty is reserved to cancellation of anticipatory bail.

The observation made in the present bail order is only for the purpose of deciding present petition and will not affect the factual matrix of the trial of the present case.

Dictated

**Sanjay Kumar Singh
Addl. S.J., Manjhaul**

Date of Judgment / Order	09.03.2026
Date of Reserving Judgment / Order	09.03.2026
Uploading Date	10.03.2026
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