

**In the Court of Additional Sessions Judge-IV, Darbhanga.**  
**(Present: Sri Bhupendra Singh, Additional Sessions Judge-IV, Darbhanga)**  
**(ABP No. 264/2026)**

**Ref :-** Arising out of Sakatpur P.S Case No.-134/2025, U/s- 126(2), 115(2), 118(1), 76, 303(2), 352, 351(2), 3(5) BNS.

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**In the matter of :-**

1. Harinath Choudhary, S/o- Pashupatinath Choudhary, aged about 48 years,
2. Pashupati Nath Choudhary, S/o- Late Satyanarayan Choudhary, aged about 78 years.

Both are R/o Village- Sherpur, P.S.- Sakatpur, District- Darbhanga.

----- **Petitioners**

**Versus.**

The State of Bihar ----- **Opposite Party**  
Learned counsel for the petitioner : Sri Hem Kant Jha, Advocate.  
Learned counsel for Opp.Party : Sri Sri Amrendra Narayan Jha, Ld. P.P.

**Date of order:- 15.04.2026**

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**ORDER**

The petitioner above named seeks pre-arrest bail in connection with Sakatpur P.S Case No.-134/2025, U/s- 126(2), 115(2), 118(1), 76, 303(2), 352, 351(2), 3(5) BNS.

It is submitted that the petitioners are innocents and have committed no offence. It is further submitted that the petitioners have clean antecedents and have been falsely implicated in this case. Prior to this bail application, no bail application in any form has ever been filed on behalf of these petitioners in any of the Superior Court and nor such petition is pending in any Court for hearing and disposal.

The Learned Public Prosecutor vehemently opposed the prayer for bail.

As per FIR, on 10.12.2025 due to partition dispute, the petitioners abused the informant Gaytri Devi and her husband Ramnath Choudhary and petitioner Harinath Choudhary assaulted on her head by a farsa and she sustained head injury while both the petitioners snatched a gold chain from her and torn her blouse. They also assaulted her husband and her brother-in-law Shyam Nath choudhary came forward to pacify the matter, they were also assaulted. When the villagers started gathering there, they both fled away. The informant, her husband and Shyam Nath Choudhary were taken to PHC, Tardih for better treatment from where the informant and her brother-in-law Shyam Nath Choudhary were referred to DMCH, Darbhanga for treatment. On the basis of written report, the FIR was lodged u/s- 126(2), 115(2), 118(1), 76, 303(2), 352, 351(2), 3(5) BNS.

Perused the case diary. It transpires that the prosecution version finds support from it. There is specific allegation against the petitioner No.1 Hari Nath Choudhary that he assaulted the informant Gaytri Devi by a farsa on her head and in the injury report a stitched

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wound has been reported on right parital of her head and the nature of injury has been shown as simple but the same is on the vital part of her body. A stitched wound on the centre of head of Shyam Nath Choudhary has also been reported but the nature of injury has been shown as simple. Having considered the said specific allegation against the **petitioner No.1 Harinath Choudhary**, this Court is of the view that he does not deserve the previledge of anticipatory bail. **Accordingly, his prayer of anticipatory bail is hereby rejected.**

So far, the petitioner No.2 Pashupati Nath Choudhary is concerned, there is no specific allegation of assault against him rather the allegation against him appears to be omnibus and general. Having considered aforesaid including his clean antecedents, let **the petitioner No.2 Pashupati Nath Choudhary be released on bail** in the event of his arrest or surrender within four weeks from today before the learned Court concerned, on furnishing bail bond of Rs.10,000/- with two sureties of like amount each to the satisfaction of the said Court, subject to the conditions as laid down under Section 482 (2) BNSS.

(Dictated)

**District & Addl Sessions Judge-IV**  
**Darbhangha.**  
**15.04.2026**