

In the Court of District & Addl. Sessions Judge , Biraul , Darbhanga.

Present

**Shri Shiv Kumar
District & Addl. Sessions Judge-Biraul**

Darbhanga, dated, the 25th March 2026

Anticipatory Bail Petition No. 76/2026

Purushottam Chaudhary

.....**Petitioner.**

Versus

The State of Bihar

.....**Opposite Party**

Counsel for the petitioner :- Sri Sudhir Kumar Mishra, Ld. Advocate.

Counsel for the State :- Sri Bachcha Rai, Ld. APP

ORDER

25.03.2026 The present anticipatory bail petition has been filed on behalf of petitioner who is apprehending his arrest namely 1.Purushottam Chaudhary, S/o Sachu @ Sachchidanand Choudhary in connection with Biraul PS Case No- 394/2020, for offence u/s 341, 323, 325, 308, 379, 504, 34 IPC which is pending in the Court of Ld. JMFC, Sri R.K. Deepak, Biraul, Darbhanga.

Heard Sri Sudhir Kumar Mishra, the Ld. Counsel for the petitioner and Sri Bachcha Rai, Ld. APP on behalf of the State.

The prosecution story in short is that, on 16.11.2020 at about 6:30 PM the informant along with his younger brother returning his house by tempoo with taking paddy, the accused want to check it, then the informant said who are you to check on which they began to abused both the brothers. That on phone 15-20 persons reached and began to assault the informant and his brother. Further they taken away forty thousands hand read and golden chain, ring, mobile and also taken away seven thousands from the possession of the brother of the informant and also looted 15 bags of paddy which was kept at tempoo. The rangeer brought the informant and his brother at PHC Biraul where doctor referred at DMCH.

The Ld. Counsel for the petitioner submits that the petitioner is not committed any offence and he is quite innocent. The petitioner has falsely been implicated in this false case at the

instance of the enemies. That no such occurrence did ever take place as alleged in FIR. That from perusal of the record your honour will find that no any case is made out u/s 308 IPC so far allegations u/s 379 IPC is concern that has been introduced with an intention to make the case serious and non-bailable only. That the petitioner was on notice u/s 41(1) Cr.p.c during the investigation. For that the petitioner is man of means and not likely to abscond and is ready to furnish the bail bonds to the satisfaction of the court, as such there is no chance of their absconding. So, it is prayed that accused person may be enlarge on bail.

On the other hand Ld. APP appearing for the State opposed the prayer for bail of the petitioner.

Heard, Submissions of both parties and perused the record and considering the discussion made above, For that from the perusal of entire facts, the petitioner is of clean antecedent as stated by the Ld. Counsel for the petitioner. The FIR has been lodged u/s 341, 323, 325, 308, 379, 504, 34 IPC but the police after investigation submitted charge-sheet u/s 341, 323, 325, 308, 379, 504, 34 IPC on the basis of which cognizance has been taken. That the petitioner was on notice u/s 41(1) Cr.p.c during the investigation. Considering the fact as well as other facts and circumstances of the case the Anticipatory bail petition so filed on their behalf is here by, ABP, **Disposed Off** with direction to surrender before the learned Court below within a period of six weeks from today and seek regular bail. In connection with Biraul PS Case No- 394/2020.

(Dictated and Corrected)

(Shri Shiv Kumar)
District & Addl. Sessions Judge
Biraul
25.03.2026