

Court of District and Addl. Sessions Judge, Biraoul(Darbhanga)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraoul.

ABP No. 405/2025(Amarjeet Chaupal and others vs. State of Bihar)

Page No. 1 of 3

In the Court of District and Addl. Sessions Judge, Biraoul, Darbhanga

ABP No. 405 of 2025

In the matter of :-

1. Amarjeet Chaupal, Son of Jogendra Chaupal
2. Ranjeet Chaupal, Son of Yogendra Chaupal
3. Rohit Chaupal, Son of Jogendra Chaupal
4. Kajal Devi, Wife of Ranjeet Chaupal
5. Kumdani Devi, Wife of Jogendra Chaupal
6. Poonam Devi, Wife of Amarjeet Chaupal
7. Radha Devi, Wife of Kulkul Chaupal

.....Petitioners.

Vs.

2. The State of BiharOpposite Party.

For the petitioner:- Sri Swatantra Kumar Mishra, Ld. Advocate.

For the O.P.(State):- Sri Bachha Rai, Ld. APP.

Order

26.05.2026 The present anticipatory bail petition has been filed on behalf of abovenamed petitioners who are apprehending their arrest in connection with Ghashyampur PS case No. 394 of 2025, for the offences U/Ss 115(2), 126(2), 110, 303(2), 352, 3(5), 351(2) of BNS, which is pending in the Court of Sri Rakesh Kumar Deepak, JMFC, Biraoul, Darbhanga.

Heard Sri Swatantra Kumar Mishra the Ld. Counsel for the petitioners and Sri Bachcha Rai Ld. Counsel for State.

The FIR in the present case has been lodged on the basis of application of informant namely Sanju Devi alias Manju Devi. The case of the prosecution in brief is that on 19.10.2025 at around 12 PM informant was at her courtyard. At that time, Amarjeet Chaupal came in front of her house holding a Gandasa in his hand. He started abusing her and challenging her family members. He said, "What can these

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Dist.&Addl. Sess. Judge, Biraoul.

ABP No. 405/2025(Amarjeet Chaupal and others vs. State of Bihar)

Page No. 2 of 3

bloody Paswans do?” He further said, “We will straighten these bloody Harijans out by kicking and beating them with shoes.” When informant asked him to stop abusing, he threatened her and said, “We have come fully prepared today; We will forcefully drag you out of your house right now.” In the meantime Ranjeet Chaupal, with an iron rod in his hand, Rohit Chaupal with a stick in his hand; Kumudni Devi with a sickle (Hansua) in her hand; Kajal Devi with a stick in her hand; Punam Devi with a stick in her hand, Radha Devi with a stick in her hand arrived in front of informant’s house while hurling abuses and using casteist, derogatory slurs. At the commons of Amarjeet Chaupal, all the aforementioned people entered informant’s courtyard and started beating her brutally. Amarjeet Chaupal with bad intentions grabbed her arm and started dragging her outside. With the intention to kill, Amarjeet Chaupal struck her head with pharsa due to which she got injured and fell down. Following this, Ranjeet Chaupal began hitting her repeatedly with the iron rod, and the remaining people also beat her with sticks, injuring her severely. Rohit Chaupal snatched her Jitiya, Mangalsutra and a gold nose-stud. Due to intervention of nearby people her life was saved. After that she had taken to Biraoul Hospital from where she had been referred to DMCH.

Ld. Counsel for the petitioner submits that the petitioners are quite innocent and they have not committed any offence. The petitioners have falsely been implicated in this false case due to enmity, grudge and malice. All the alleged offences are bailable except offence u/s 303(2) and 110 BNS. Allegations under section 303(2) of BNS appears ornamental in nature and section 110 BNS is not made out in this case. The informant had also filed CR case No. 363 of 2025 before ACJM, Biraoul. The allegations leveled against the petitioners are general and omnibus in nature. The petitioners do not have any criminal antecedents. The petitioners are ready to abide by all the conditions as imposed by the Court. Therefore the present petition may be allowed.

On the other hand, Ld. Addl. P.P appearing on behalf of the State opposed the prayer for bail.

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ABP No. 405/2025(Amarjeet Chaupal and others vs. State of Bihar)

Page No. 3 of 3

Upon considering the rival submissions and on perusal of the materials available on record this court finds that there is allegation upon petitioners that they have assaulted informant. The injury report of injured Ranju Devi issued from DMCH is attached with the case diary. As per this report doctor opined that no obvious external injury. Considering the discussions made above, nature of allegations leveled against the petitioners, injury report of the injured and the fact that petitioners do not have any criminal antecedents as mentioned in para 3 of the bail petition as well as other facts and circumstances of the case the prayer for anticipatory bail of the aforesaid petitioners is **allowed**. The petitioners are directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each in the event of their arrest by police or surrender before Ld. Court below within a period of three weeks from the receipt of copy of this order in connection with Ghanshyampur PS case No. 394/25 to the satisfaction of learned Court below subject to condition laid down u/s 482(2) of BNSS.

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge, Biraul

26.05.2026