

IN THE COURT OF ADDITIONAL SESSIONS JUDGE-II, GAYA

BAIL PETITION NO. 452 OF 2026

[Arising out of Wazirganj P.S. Case No. 350 of 2023]

Page no. 1 of 2

Dharmendra Chaudhary @ Adita Kumar son of Devnandan Chaudhary,
R/o. Village- Pesh, P.S. - Nardiganj, Distt.- Nawada.

----- Accused Petitioner

VERSUS

The State of Bihar

----- Opposite Party

Present:- Nalin Kumar Pandey

18.03.2026

1. This Regular bail application has been filed on behalf of above named accused petitioner who is in custody since 18.02.2026 in connection with Wazirganj P.S. Case No. 350 of 2023 registered for the offences under Section 341, 324, 326, 307/34 of I.P.C. and 27 Arms Act.
2. Sri Arjun Prasad, the learned counsel has appeared to move this Regular bail prayer. The prosecution is represented by the Addl. Public Prosecutor.
3. The learned defence counsel has submitted that the accused petitioner is quite innocent, has committed no offence as alleged by the prosecution. The allegation against the petitioner is false and concocted. On these grounds a prayer has been made for grant of Regular bail to the accused petitioner.
4. The case of prosecution based on the written application of the informant, in brief is that on 05.06.2023 at about 21.50 P.M. he was going to Neema village on motorcycle. When he reached near Dharmyan Kenar market, he saw Dilip Chaudhary was pursuing him and subsequently upon reaching Bhindus More, the named accused persons including petitioner on two motorcycles intercepted him from backside. It is alleged that Dilip Chaudhary armed with firearms, with intention to kill the informant, fired upon him with pistol which hit the right side of his back. It is further alleged that accused Dharmendra also fired with a pistol which hit the left side of his back.

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Page no. 2 of 2

5. The learned A.P.P. opposed the prayer for Regular bail citing serious and grave allegation against petitioner, who has been the named as an accused in committing offence of using fire arms and further submitted that the petitioner has five criminal antecedents as he is a habitual offender.

6. Heard the Ld. A.P.P. and the Ld. Counsel of defence and perused the case record. From perusal of the case record, it appears that, the petitioner is named in the F.I.R. There is direct allegation against him from pistol of firing causing back injury to the informant. Five criminal antecedents have been admitted by the petitioner in his bail petition as reported in para 44 of case diary too i.e. Nardiganj P.S. Case No. 09 of 2020, Nardiganj P.S. Case No. 208 of 2020, Nardiganj P.S. Case No. 283 of 2021, Nardiganj P.S. Case No. 91 of 2022 and Nardiganj P.S. Case No. 456 of 2022. Although co-accused has been granted bail from Hon'ble High Court vide order dated 08.07.2024 in Cri. Misc. No. 11161 of 2024 but only after serving judicial custody for more than seven months.

7. Considering the seriousness of allegation and incriminating material available against the petitioner on record, this Court is not inclined to grant regular bail to the accused petitioner at this stage.

Accordingly, this regular bail application is hereby **rejected**.

Sd-

(Nalin Kumar Pandey)

Additional Sessions Judge-II, Gaya

18.03.2026