

In the Court of District & Addl. Sessions Judge-I, Gopalganj

B.P. No. 140/2026

Dasrath Chaudhary :-----Petitioner

V r s

The State of Bihar :----- Opposite party

Counsel for the petitioner :----- Sri Ajay Kumar Ojha, Advocate

Counsel for the Opposite party :----- Sri Deobansh Giri, P.P.

06.03.2026	Order	Remarks
	<p>Bail petition filed on behalf of the petitioner namely Dasrath Chaudhary, who is in judicial custody since 02.02.2026 in connection with Barauli, P.S. Case No. 161/25, U/s 126(2), 115(2), 118(1), 117(2) 109(1), 303(2), 3(5) BNS is put up for hearing.</p> <p>The prosecution story in brief is that the informant namely Santu Yadav has given fardbeyan and stated that he with his family members were assaulted with Daab & iron rod by the petitioner and other co-accused and they also snatched golden chain from informant's brother. Hence, the present FIR.</p> <p>Learned counsel appearing on behalf of the petitioner argued that the petitioner is innocent and has been falsely implicated in this case. Learned counsel further argued that the petitioner has clean antecedent. Learned counsel for the petitioner also argued that the petitioner and the informant are khas patidar. With these arguments learned counsel for the petitioner prayed for grant of regular bail to the petitioner.</p> <p>Per contra, Ld. P.P. for the State opposed the bail prayer of the petitioner.</p> <p>Heard both the parties and perused the trial record. There are total 6 accused out of which one is petitioner in this case. There is case and counter case between the parties. Vide B.P. No. 144/26 & B.P. No. 141/26, other co-accused have pressed their bail petition today. There is no criminal antecedent against this petitioner as per bail petition. As per Ld. Counsel, both parties are khas patidar and land dispute is prevailing between both the parties. Allegation against petitioner namely Dashrath Yadav @ Dashrath Chaudhary is that he has assaulted to Sanjay Yadav. The injury report of Sanjay</p>	

<p><u>Contd.</u> <u>06.03.2026</u></p>	<p>Yadav shows pain and swelling over left hand and report of X-ray shows fracture of 4th metacarpal bone of left hand. Earlier, anticipatory bail application of this petitioner along with other co-accused has been rejected vide A.B.P. No. 2173/25 dated 14.11.2025 by this court. Vide Criminal Miscellaneous No. 89677 of 2025 dated 15.01.2026, the Hon'ble High Court has rejected the bail application of this petitioner along with other co-accused with the following observations:- "Considering the nature and seriousness of allegation, injury report as well as criminal antecedent of petitioners nos. 2 and 3, prayer for anticipatory bail of the petitioners is refused". On perusal of the record, it transpires that the petitioner has concealed the fact that his earlier bail application was rejected by this Court as well as by Hon'ble High Court.</p> <p>Accordingly regular bail petition of the petitioner is hereby rejected on the ground of concealment of facts. If the petitioner file a fresh bail application then the same shall be considered on its own merit in accordance with law.</p> <p style="text-align: right;">(Dictated)</p> <p style="text-align: right;">(Kailash Joshi) A.S.J-I</p>
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