

**In the Court of District & Additional Sessions Judge-III
Khagaria.**

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A.B.A. No.- 269 of 2026

(Arising out of Gogari P.S. Case No.- 01/2026)

Chhotelal @ Chhotu Kumar vrs. State of Bihar

***Present:- Jitendra Kumar
Dist. & Addl.S.Judge-III, Khagaria***

16.03.2026

Anticipatory bail petition in connection with Gogari P.S. Case No.-01/2026, registered under Section- 109(1), 76, 329(3), 118(2), 303(2), 308(2), 352, 3(5) of BNS. Petitioner **1. Chhotelal @ Chhotu Kumar** has filed this instant petition for anticipatory bail.

The case of prosecution in brief, as reported by the informant Lakshman Kumar is alleged that on 31.12.2025 at about 06:00 p.m. petitioner and co-accused and 5 unknown person entered the house with illegal weapons and caught the hand of informant's niece Annu Kumari with wrong intentions, and started pulling her salwar (clothes) with the intention of raping her. When she raised an alarm, Chhote Lal Kumar and Bittu Kumar (petitioner) started trying to rape her at gunpoint. When Annu's father Rajkishore Sah came to rescue her. Chhote lal hit Annu on the head with a sharp dabia with the intention of killing her. Her head split open, bleeding started flowing, and she fell down and injured. There, Bittu Kumar also hit Rajkishore Sah on the head with the butt of pistol with the intention of killing him. His head split open and he was injured. Vijay Sah stabbed informant's nephew Dipanshu Kumar with a knife, which cut his finger, and Nikita Kumari took a gold locket worth 20,000/- rupees from his neck. They demanded annual protection tax of 100,000/- rupees. Informant's niece Annu Kumari as brought to the Gogri Referral Hospital seeing her serious condition, was referred to the Sadar Hospital Khagaria for treatment.

The Learned Counsel for the petitioner, Id. counsel of petitioner submits that petitioner is quite innocent and has committed no offence. Petitioner has falsely been implicated in this case. That, the all alleged sections are bailable except 109(1), 76, 118(2), 303(2) of BNS which are not applicable against this petitioner. From perusal of the F.I.R. it appears that there is no case made out u/s-363, 366(A) of BNS against this petitioner. The aforesaid case is the counter blast of Gogari P.S Case no. 04/2026. The compromise petitioner have been filed by the both parties. Petitioner has no criminal antecedent.

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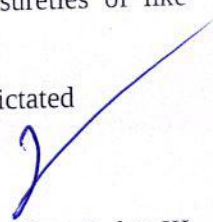
The learned Additional P.P. for the state vehemently opposed the prayer for anticipatory bail of this petitioner on the basis of nature and gravity of offence.

Heard Ld. Counsel of both the parties and perused the case record. From perusal of case record & material available on record presently, it appears that there is general and omnibus allegation against this petitioner. Informant & victim present in the court and supported the factum of compromise. Informant has no objection if petitioner's bail is allow. Petitioner has no criminal antecedent.

Thus, considering the aforesaid facts and circumstances of the case, nature of allegation, the prayer for anticipatory bail of petitioner **(1. Chhotelal @ Chhotu Kumar)** is hereby **Allowed.**

The petitioner is directed to be enlarged on anticipatory bail in the event of his arrest by the police or surrender before the Ld. Court within a period of four weeks from the date of the receipt of this order in the Ld. Court, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Court.

Dictated


Addl. Sessions Judge-III
Civil Court, Khagaria.