

In the Court of Additional Sessions Judge-V, Muzaffarpur
Anticipatory Bail Petition No. 1009/2026
(Arising out of Turki P. S. Case No. 38/2026)

In the matter of:

1. Lalu Choudhary S/o - Late Kishun Choudhary, aged about 46 yrs,
 2. Rahul Kumar S/o - Lalu Choudhary, aged about 22 yrs,
 3. Chhotu Kumar S/o - Lalu Choudhary, aged about 20 yrs,
 4. Veena Devi W/o - Lalu Choudhary, aged about 45 yrs,
 5. Khushboo Kumari W/o - Duryodhan Kumar, aged about 29 yrs,
 6. Kanchan Kumari W/o - Bikki Kumar, aged about 28 yrs,
- Petitioners No. 1 to 4 are resident of Village - Ladaura, P.S.- Turki ,
District - Muzaffarpur,
Petitioners No. 5, resident of village - Maniyarpur, P. S. - Warisnagar,
District - Muzaffarpur, and also at Village - Ladaura, P.S.- Turki ,
District - Muzaffarpur,
Petitioner No. 6, resident of village - Milki, P. S. - Warisnagar, District -
Muzaffarpur, and also at Village - Ladaura, P.S.- Turki ,
District - Muzaffarpur

.....Petitioners

Versus

State of Bihar

:

..... Opposite Party

Appearance(s)

Counsel for the Petitioner(s)

: Subodh Kumar Pathak, Advocate
Piyush Kumar, Advocate

Counsel for the State

: Sadhusaran Prasad, Addl. PP.

Present: Suman Kumar Divakar
Bihar Superior Judicial Service

Order

23-04-2026

1. The Petitioners are praying for anticipatory bail in connection with Turki P. S. Case No. 38/2026 registered for the offences under Section 126(2), 115(2), 109, 352, 351(2)(3), 3(5) of Bhartiya Nyay Sanhita, 2023 (hereinafter referred to as 'BNS' for short).
2. Briefly stated, the specific allegation against the Petitioner No 1 Lalu Choudhary and Petitioner No. 3 Chhotu Kumar that they assaulted the Informant by means of brick and sword. There is general allegation of causing assault against the rest of the petitioners. All the accused per-

sons are family members. The fard beyan of the Informant was recorded on 20.01.2026 but the FIR was registered on 09.02.2026.

3. Learned Counsel for the Petitioners submit that they are innocent. Petitioner No. 4 Veena Devi, Petitioner No. 5 Khushboo Kumari and Petitioner No. 6 are wife and daughters of the Petitioner No. 1 respectively. Petitioner No. 2 and Petitioner No. 3 are sons of the Petitioner No. 1. They have clean antecedent. He further submits that the Informant did not choose to get treated at the government hospital. In this backdrop, he prays for anticipatory bail.
4. Learned Additional Public Prosecutor has opposed the prayer so made on behalf of the Petitioners.
5. Heard the parties. Considered the submissions. Perused the material on record. It appears from the perusal of the FIR that there is general allegation of assault against the Petitioner No. 2 Rahul Kumar, Petitioner No. 4 Veena Devi, Petitioner No. 5 Khushboo Kumari and Petitioner No. 6 Kanchan Kumari. Out of those, three are women. Hence, considering the nature of allegation alleged against them in the FIR coupled with clean antecedent, I am inclined to extend them the privilege of pre-arrest bail. The present petition against Petitioner No. 2, 4, 5 and 6 are allowed.
6. It is ordered that Petitioner No. 2 Rahul Kumar, Petitioner No. 4 Veena Devi, Petitioner No. 5 Khushboo Kumari and Petitioner No. 6 Kanchan Kumari would be released on bail either in event of arrest or after being surrendered before the court within fifteen days from the date of this order on furnishing bail bonds of Rupees 15,000/- from the date of this order of two sureties of the like amount each to the satisfaction of the learned court concerned. And further condition as stipulated under section 482(2) BNSS.

7. So far as, Petitioner No. 1 Lalu Choudhary and Petitioner No. 3 Chhotu Kumar are concerned, they carry an specific allegation of assaulting the Informant. The injury report issued from hospital indicates that he has injury on his head and CT scan report indicates that injury is something beyond simple. I am writing so because of the fact that exact nature of injury is not given in injury report. Thus, considering the nature of allegation against them, I am not inclined to extend them the privilege of pre-arrest bail. In the result, the present petition stands dismissed against the Petitioner No. 1 Lalu Choudhary and Petitioner No. 3 Chhotu Kumar.
8. In the aforesaid terms, the present petition stands **disposed of**.

(Suman Kumar Divakar)
Additional Sessions Judge-V
Muzaffarpur

Date of Judgement/Order	23.04.2026
Date of reserving Judgement/Order	23.04.2026
Uploading Date	24.04.2026
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