

IN THE COURT OF SESSIONS JUDGE, MUZAFFARPUR.
Civil Court, Muzaffarpur, Bihar - 842001.
A.B.P. No. 407/2026 (BRMZ010014862026)
(Arising out of Gaighat P.S. Case No. 448/2019)
Jitendra Chaudhary & Anr. V/s State of Bihar

ABP No.: 407/2026
F.I.R. No. 448 of 2019
P.S. Name: Gaighat.
U/Section.: 147, 148, 149, 341, 323, 324, 307, 379 IPC.
Dated: 06.04.2026
Present: Sri Ajay Kumar, learned P. P. for the State.
Sri Pranav Kumar Sinha, learned counsel for the petitioners/accused.

1. Heard, learned P.P. for the State and the learned Counsel on behalf of the petitioners/accused 1. Jitendra Chaudhary and 2. Jaswendra Chaudhary, Both are S/o Late Ram Bali Chaudhary.

2. The Petitioners are seeking anticipatory bail under section 438 of the Cr.P.C. apprehending their arrest in Gaighat P.S. Case No. 448/2019, registered under section 147, 148, 149, 341, 323, 324, 307, 379 IPC.

3. Ld. counsel for the petitioners submit that no other bail petition either regular or anticipatory has been previously moved before this court or the Hon'ble High Court.

4. The Ld. Counsel for the petitioners submit that they are innocent and have falsely been implicated in this case. That petitioner no. 1 has one criminal antecedent whereas petitioner no. 2 has got no criminal antecedents. Prosecution story as alleged in the F.I.R. is false and concocted. A case was also registered against the informant side by petitioner side.

5. The case of the informant, Nilu Devi is that on 20.12.2019, around 06:00 AM, while she was feeding her cattle, the present petitioners alongwith 5-6 unknown persons having arms, came and started abusing and assaulting. Accused Chaudhary pushed her down whereas accused Jaswendra Chaudhary outraged her modesty. On raising alarm, her son Jai Prakash and Om Prakash came to save, accused Jitendra Chaudhary inflicted farsa blow upon Jai Prakash causing head injury, thereafter accused Jaswendra Chaudhary inflicted garasa blow upon Om Prakash causing head injury. It has further been alleged that accused Vina Devi and Gulab Devi assaulted her other family members. Accused Vina Devi snatched gold chain from the neck of her son.

6. The learned P.P. for the state opposed the present anticipatory bail petition.

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7. On perusal of record including the F.I.R. alongwith case diary, it appears that both the parties are pattidar and having land dispute between them. There is case and counter case between them. On perusal of injury reports as available in the case diary, it is reflected that the injuries on the person of injureds appear to be simple in nature.

8. Considering the above facts & circumstances and the nature of allegation against the petitioners, the prayer of anticipatory bail is hereby **allowed**. Accordingly, in the event of their arrest or surrender in the court concerned within four weeks from the date of communication of this order, let the petitioners namely, **1. Jitendra Chaudhary and 2. Jaswendra Chaudhary, Both are S/o Late Ram Bali Chaudhary** be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned court concerned and subject to the conditions, as laid down u/s 482(2) of the BNSS.

Sd/-

(Dashrath Mishra)
I/c Sessions Judge,
Muzaffarpur.
06.04.2026