

In the court of Mahesh Kumar, District & Additional Sessions Judge-1st, Sheohar
A.B.P. Case No. 234/2026
Tariyani P.S. Case No.136/2026
Pintu Choudhary & others. Vs. State of Bihar.

ORDER

29.06.2026

The anticipatory bail petition dated 20.05.2026 has been filed on behalf of the petitioners namely **1. Pintu Choudhary, 2. Pappu Choudhary, 3. Ramesh Choudhary, 4. Khemchan Choudhary, 5. Pawan Choudhary, 6. Prahlad Choudhary, 7. Rajesh Kumar, 8. Ashok Choudhary and 9. Sanjay Choudhary**, in connection with Tariyani P.S. Case No. 136/2026 registered for the offence U/s 126(2), 115(2), 76, 303(2), 352, 351(2), 3(5) of B.N.S and the same has been put today for the order.

The prosecution case as alleged in the written report of informant Sanju Devi is that on 30.04.2026 at about 09:00 PM, while she was going towards Narwara Bazaar with her son Golu Kumar a dispute arose when Rajesh Kumar and Prahlad Choudhary had allegedly blocked the road by loading goods on a vehicle. On being requested to clear the road an altercation ensued and the accused persons namely Prahlad Choudhary, Rajesh Choudhary assaulted her and torn her clothes in public. Thereafter, accused persons Rajesh Kumar, Prahlad Choudhary, Sanjay Choudhary, Pappu Choudhary, Pintu Choudhary, Pawan Choudhary, Ashok Choudhary, Devendra Choudhary, Ramesh Choudhary, Khemanchan Choudhary and 10-15 unknown accused persons allegedly formed an unlawful assembly and assaulted Golu Kumar with fists, kicks, iron rod and other weapons, causing grievous injuries. It is further alleged that the accused persons threatened the witnesses with dire consequences and during the occurrence, snatched the informant's gold chain and mangalsutra. The injured was initially taken to PHC Tariyani and subsequently referred to Sitaram Sadar Hospital, Sheohar for treatment.

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Accordingly, the F.I.R. has been instituted.

The Learned counsel for the petitioners submitted that petitioners are innocent and they have committed no offence whatsoever as alleged. It is further submitted that the prosecution case as alleged is false, frivolous, baseless and concocted. It is also submitted that the petitioners are respectable persons of the locality and sound sureties are ready to stand their bailors. It is, therefore, prayed that the petitioners be allowed anticipatory bail.

The Ld. Additional P.P. opposed the anticipatory bail application and stated that the petitioners have committed the offences U/s 126(2), 115(2), 76, 303(2), 352, 351(2), 3(5) of B.N.S. Therefore, the anticipatory bail application of the petitioners / accused persons should be rejected.

Heard both the parties and perused the record.

After perusal of the F.I.R it is clear that the case has been instituted U/s 126(2), 115(2), 76, 303(2), 352, 351(2), 3(5) of B.N.S. From perusal of case record, it appears that the statements contained in paragraph nos. 3, 4, 5 and 21 of the Case Diary the witnesses have supported the prosecution case and the same corroborate the occurrence as alleged by the informant. There is a contradiction in the case diary regarding the criminal antecedent of the accused persons. It has been mentioned in bail petition para No. 3 that some accused persons have criminal antecedent but from perusal of case diary para No. 17 it appears that petitioners have no criminal antecedent. Such inconsistency creates doubt regarding the fairness and thoroughness of the police investigation. After lapse of long time the injury report has not been submitted by the

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police it shows the negligence in investigation by the police and the police has been managed. The offence is serious in nature.

Thus, considering the aforesaid facts and circumstances of the case, nature and gravity of allegation as brought against the petitioners. I do not think it proper to enlarge the petitioners on anticipatory bail. Accordingly, the anticipatory bail petition filed on behalf of the petitioners namely **1. Pintu Choudhary, 2. Pappu Choudhary, 3. Ramesh Choudhary, 4. Khemchan Choudhary, 5. Pawan Choudhary, 6. Prahlad Choudhary, 7. Rajesh Kumar, 8. Ashok Choudhary and 9. Sanjay Choudhary**, dated 20.05.2026 is hereby **rejected**.

(Dictated)

Mahesh Kumar

(Mahesh Kumar)

District & Additional Sessions Judge-1st,
Sheohar
29.06.2026