

In the court of District & Addl. Sessions Judge 1st, Bagaha, West Champaran.
Bail Petition No.250/2026
Registration No.-250/2026
(Arising out of Laukariya P.S. Case No.-69/2025)

Prabhu Chaudhary, S/o.- Late Anirudh Chaudhary, aged about 36 years, R/o. Village-Bodsar, P.S.-Laukariya, Distt.-West Champaran.....**Petitioner**

vs

State of Bihar.....**Opposite Party**

24.03.2026 A bail application earlier filed on behalf of accused petitioner namely Prabhu Chaudhary under judicial custody since 30.01.2026 in connection with Laukariya P.S. Case No.69/2025, u/s-191(2),190,126(2),115(2),118(1),109,303(2),352,351(2) BNS pending in the learned Court of Sri Tarique Shamim, J.M. 1st Class, Bagaha has been pressed today. Copy of the same has been served to the learned P.P. In-charge for State. Trial court record is available on record.

Sri D.N. Tiwari, learned counsel on behalf of the petitioner and Sri Prabhu Prasad, learned P.P. In-charge for State are present before the Court.

The prosecution case in brief as narrated in the written application of informant namely Sandeep Kumar Singh is that on 06.06.2025 at about 07:00 a.m, he was going to purchase fertilizer in the meantime heard that all the accused persons named in FIR including petitioner armed with lathi-farsa and deadly weapon were constructing hut on his land. When informant visited his land, all the accused persons abused him and also assaulted him. Rajesh Chaudhary assaulted informant by means of iron rod causing head injury due to which blood oozed. When Dinesh Chaudhary came to rescue informant, Prabhu Chaudhary assaulted him by means of lohbanda causing head injury due to which blood oozed and he became unconscious. When Gangesh Chaudhary and Gayatri Devi came to rescue injured persons, all the accused persons assaulted them also causing injuries to them. It has been stated that Pramila Devi snatched gold chain and Rajan Chaudhary took out Rs.22,000/- from informant's pocket. Informant and other injured persons were rescued by local villagers and they were brought to Sub-divisional Hospital Bagaha for treatment where doctor referred Dinesh Chaudhary to Gorakhpur for better treatment. It has also been stated that accused persons wants to grab the informant's land forcefully. On the basis of application of informant, present case was registered.

It has been submitted on behalf of the petitioner that he is quite innocent and has committed no offence as alleged against him and has been falsely implicated in this case. Earlier A.B.P. No.528/25 was filed on behalf of the petitioner before Principal District & Sessions Judge, Camp Court Bagaha, later on transferred to DASJ-IV, which was rejected by DASJ-IV, Bagaha. After that Criminal Miscellaneous No.69466 of 2025 was filed before Hon'ble High Court, Patna which was dismissed as withdrawn. No other bail application on behalf of the petitioner has been filed either before this court or any superior court. Petitioner has got one criminal antecedent as Laukariya P.S. Case No.58/19. It has been further submitted that there is case and counter case between the parties arising out of land dispute. It has been further submitted that allegedly petitioner along with other co-accused persons have assaulted the informant by means of iron rod causing head injury. Injury report of informant shows that all the injuries are superficial opined to be simple caused by hard and blunt object. Referring injury report of injured Dinesh Chaudhary, it has been submitted that nature of injury has been opined to be grievous caused by hard and blunt object. Other Co-accused persons have already been granted bail. Offences leveled against the petitioner is not applicable. Petitioner is under judicial custody since 30.01.2026. Hence, he may kindly be allowed bail.

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24.03.2026 On the other hand learned P.P. In-charge for State vehemently opposed the prayer for bail of the petitioner and submitted that this petitioner along with other co-accused have assaulted the informant by means of iron rod, causing head injury and there is also specific allegation of assault to Dinesh Chaudhary by means of lohbanda, causing head injury. Injury of injured Dinesh Chaudhary has been opined as grievous caused by hard and blunt object. In view of above, he does not deserve bail.

Heard both sides and perused the F.I.R and case diary with injury report. Allegedly petitioner along with other co-accused have assaulted the informant and Dinesh Chaudhary, causing head injury to them. Injury report of informant shows that injury is simple caused by hard and blunt object while injury report of Dinesh Chaudhary opined as grievous caused by hard and blunt object.

Considering the aforesaid facts and circumstances of the case and material available on record as discussed above coupled with custody tenure, petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/-(Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below.

(Dictated & Corrected)

(Ravi Ranjan)

District & Addl. Sessions Judge 1st

Date of order	24.03.2026
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