

In the court of District & Addl. Sessions Judge 1st, Bagaha, West Champaran.

Anticipatory Bail Petition No. 199/2026

Registration No.-199/2026

(Arising out of Bagaha P.S.Case No. -70/2026)

1.Maina Devi, age-27 years, s/o-Angad Chaudhary
 2.Sanjay Chaudhary, age-30 years, s/o-Prabhu Chaudhary
 3.Angad Chaudhary, age-32 years, s/o-Prabhu Chaudhary
 4.Prabhu Chaudhary, age-65 years, s/o-Late Narayan Chaudhary
 5.Shushila Devi, age-60 years, w/o-Prabhu Chaudhary
 6.Usha Devi, age-28 years, w/o-Sanjay Chaudhary
 all are r/o Ratanmala, ward no.31, P.S-Bagaha, District-West
 Champaran.....Petitioners

vs

State of Bihar.....Opposite Party

25.03.2026 Petitioners 1.Maina Devi 2.Sanjay Chaudhary 3.Angad Chaudhary 4.Prabhu Chaudhary 5.Shushila Devi and 6.Usha Devi apprehend their arrest in connection with Bagaha P.S.Case No. 70/2026 registered u/s-126(2),115(2), 109(1),303(2),329(4),74,352,3(5) BNS pending in the learned Court of the ACJM-I Bagaha and have filed the present anticipatory bail petition which has been pressed today. Copy of the same has been served to the learned P.P In-charge for the state.

Sri Shailesh Kumar Tiwari, learned Counsel for the petitioners 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 the informant namely Seema Devi is that on 28.02.2026 at about 06:00 a.m, she was watering her newly constructed house in the meantime all the accused persons who are her agnates and having their name in FIR forcefully entered her house and abused her. On objection raised by the informant, Sanjay Chaudhary pulled the informant on the ground by holding her hair and accused persons assaulted her by means of foot and fat. It has been stated that Sanjay Chaudhary assaulted the informant by means of iron rod. When informant cried, Angad Chaudhary pressed her mouth and took out her Mangalsutra and ear ring. It has been further stated that Sanjay Chaudhary and Angad Chaudhary also tore informant's garment. When Sugrim Chaudhary(informant's husband), Satyam Chaudhary and Golu Chaudhary who are informant's son, came to rescue her, accused persons abused them and one Sanjay Chaudhary assaulted Sugrim Chaudhary by means of iron rod causing head injury due to which blood oozed and he fell down on the ground. Thereafter Prabhu Chaudhary assaulted Golu Chaudhary by means sword causing cut injury on his leg due to which blood oozed. Further Angad Chaudhary assaulted Satyam Chaudhary by means of iron rod causing head injury due to which blood oozed. Informant and her family members were rescued by the local people. On the basis of application of the informant, present case was registered.

It has been submitted on behalf of the petitioners that they are quite innocent and have committed no offence as alleged against them and have been falsely implicated in this case. Earlier no other bail application on behalf of the petitioners has been filed either before this court or any superior court. Petitioner no.2 Sanjay Kumar alias Sanjay Chaudhary and petitioner no.4 Prabhu Chaudhary are also named in Bagaha P.S.Case No.502/2013 in which they have been acquitted. Other petitioners have got clean antecedent. It has been further submitted that petitioners are agnates of the informant and there is land dispute between them. Injury of all the injured persons is simple caused by hard and blunt

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25.03.2026 object. Offences leveled against the petitioners are not applicable. Hence, petitioners may kindly be granted privilege of anticipatory bail.

On the other hand learned P.P In-charge for state vehemently opposed the prayer for bail of the petitioners and submitted that there is specific allegation against the petitioner no.2 Sanjay Chaudhary to assault the informant and her husband Sugrim Chaudhary by means of iron rod. Specific allegation against the petitioner no.3.Angad Chaudhary is to assault Satyam Chaudhary by means of iron rod causing head injury and also to tear informant's garment's with co-accused Sanjay Chaudhary. Further there is specific allegation against the petitioner no.4 Prabhu Chaudhary to assault Golu Chaudhary by means of sword. Other petitioners have also assaulted the informant and her family members. In view of above, they do not deserve anticipatory bail.

Heard the parties and perused the case diary and injury report. There is specific allegation of assault against the petitioner no.2 Sanjay Chaudhary, 3.Angad Chaudhary and 4.Prabhu Chaudhary. Petitioners are agnates of the informant and there is land dispute between them. Petitioners Sanjay Chaudhary and Prabhu Chaudhary are also named in Bagaha P.S.Case No.502/2013.

Considering the facts and circumstances of the case and material available on record as discussed above, this court is not inclined to grant anticipatory bail to the petitioner no.2 Sanjay Chaudhary, 3.Angad Chaudhary and 4.Prabhu Chaudhary. Accordingly prayer for anticipatory bail of the petitioners **2. Sanjay Chaudhary, 3.Angad Chaudhary and 4.Prabhu Chaudhary** is hereby **rejected**.

So far prayer for anticipatory bail of other petitioners namely 1.Maina Devi 5.Shushila Devi and 6.Usha Devi is concerned, they are ladies and there is no specific allegation of assault against them.

In view of above, petitioners 1.Maina Devi 5.Shushila Devi and 6.Usha Devi in event of their arrest or surrender before the learned Court below within a period of one month from the date of receipt/production of a copy of this order, are 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 subject to the conditions as laid down u/s-438(2) Cr.P.C.

(Dictated & Corrected)

(Ravi Ranjan)
District & Addl. Sessions Judge 1st

