

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29170 of 2025

Arising Out of PS. Case No.-157 Year-2024 Thana- KHIJARSARAI District- Gaya

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Nanki Devi Wife of Rajendra Manjhi Resident of Village - Baua, Police
Station - Khisarsarai, District - Gaya, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Sunil Kumar Yadav, Advocate
For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 02-06-2025 Heard Learned Counsel for the petitioner and

Learned APP for the State.

2. The present criminal miscellaneous application has
been filed under Sections 483 and 484 of the Bharatiya Nagarik
Suraksha Sanhita, 2023 (hereinafter referred to as ‘the BNSS,
2023’) for grant of regular bail to the petitioner who is in
custody in connection with Khisarsarai P.S. Case No. 157 of
2024, lodged on 15.05.2024, under Sections
341/323/337/354/447/504/34 of the Indian Penal Code. Later on
offence under Section 302 of the Indian Penal Code was added.

3. As per the prosecution, FIR has been lodged against



five named accused persons including the present petitioner against whom there is allegation that they all have assaulted the informant by lathi, danda and bricks, due to which injury has been caused.

4. Learned Counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Counsel submits that from the bare reading of the FIR it becomes crystal clear that the dispute has arisen between the informant and the petitioner's family for encroachment of government land. Counsel submits that the petitioner is aged about 65 years. She is a female and in custody since 11.12.2024 having clean antecedent. Counsel submits that the case was subsequently converted into Section 302 of the Indian Penal Code but after two months of the lodging of the FIR.

5. Learned APP for the State opposes the prayer for bail of the petitioner.

6. In the present facts and circumstances of this case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Ms. Poonam Tiwari, Judicial Magistrate, 1st Class, Gaya, in connection with Khijarsarai P.S. Case No. 157



of 2024, subject to the conditions as laid down U/s 480(3) of the
BNSS, 2023.

(Dr. Anshuman, J)

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