

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33003 of 2025

Arising Out of PS. Case No.-442 Year-2024 Thana- RAXAUL District- East Champaran

Hira Devi W/O Bagar Mahto Resident of Village- Raxaul, P.S.- Raxaul,
District-East Champaran at present resident of Village-Gamargawan, Police
Station-Jitpur, Semra, District- Bara Nepal.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Waliur Rahman
For the Opposite Party/s : Mr.Ram Bilash Roy Raman

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

2 26-05-2025 Heard learned counsel for the petitioner and the
learned APP for the State.

2. The petitioner makes a prayer for grant of regular
bail in a registered for the offences punishable under Sections
103,238,302,120B, 61(2),126(2), 341, 323, 396,115(2), 64, 3(5)
of BNSS Act.

3. The FIR discloses that on 14.11.2024, the informant
received an information that one Rajpal Yadav had forcibly
entered the cowshed of the informant and committed wrong
with the sister of the informant. It is alleged that when the
informant reached the place of occurrence, he found Rajpal
Yadav present in the cowshed and found his sister lying in
unconscious condition with her cloth torn. It is further alleged



that the informant caught hold of Rajpal Yadav but he had made a phone call to his family and all his family members including the present petitioner started assaulting the informant and took Rajpal Yadav away with them. It has further been alleged that the sister of the informant had died in the occurrence.

4. Learned counsel for the petitioner submits that it would be clear from the FIR itself, that the allegation with regard to committing wrong with the sister of the informant is specific against co-accused Rajpal Yadav and subsequently, the entire family of the Rajpal Yadav, being 9 in number, including the present petitioner were made accused in this case. It has also been submitted that the petitioner is a lady, who is married in Nepal and had only come to her Myaka when she was made an accused in the present case. It has also been submitted on behalf of the petitioner that there is no eye witness to the actual incident committed with the sister of the informant and the petitioner is no way connected with the first part of the occurrence.

5. The learned APP opposes the prayer for bail.

6. Considering the aforesaid facts and circumstances and also considering that the petitioner is a married lady, who is in custody since 16.11.2024 and charge sheet has already been



submitted, let the above named petitioner shall be enlarged on bail on furnishing bail bonds of Rs 10,000/- (ten thousand)with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/ successor court in Raxaul P.S. Case No. 442 of 2024.

(Soni Shrivastava, J)

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