

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37361 of 2025

Arising Out of PS. Case No.-838 Year-2024 Thana- BIDUPUR District- Vaishali

1. Lalmuni Devi @ Muniya Devi wife of Jawahir Rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali
2. Kamani Devi @ Manju Devi Daughter of Jawahir Rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali
3. Aditya Raj @ Munna Kumar @ Munna Kumar Rai Son of Rabindra Rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali
4. Amit Kumar son of Rabindra Rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali
5. Dhanma Devi Wife of Rabindra Rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali
6. Rabindra Rai son of Jawahir rai Resident of Village- Bidupurdih Police Station- Bidupur, Dist- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms. Sweety Sinha, Advocate

For the Opposite Party/s : Mr. Surendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR PANDEY

ORAL ORDER

2 20-08-2025 Heard learned counsel for the petitioners as well as the learned APP for the State.

2. The petitioners apprehend their arrest in connection with Bidupur P.S. Case No. 838 of 2024, registered for the offences punishable under Sections 132, 121(1), 121(2), 333, 109, 56, 3(5) of the BNS and Sections 8, 20(B)(ii)(c)/ 29 of the NDPS Act.

3. According to the FIR, the co-accused persons, namely, Sinku Devi and Jawahari Rai were arrested and smack was recovered from their possession. The allegation against the petitioners is that they have attempted to rescue the co-accused persons, namely, Sinku



Devi and Jawahari Rai from the hands of the police.

4. The learned counsel for the petitioners has submitted that the petitioners are persons of clean antecedent and they have falsely been implicated in the present case. It is further submitted that there is no allegation of carrying or possessing any kind of contraband against these petitioners. The only allegation against them is that they have attempted to rescue the arrested accused persons to which they became unsuccessful.

5. Learned APP for the State, on the other hand, has vehemently opposed the prayer for bail of the petitioners.

6. Considering the above-mentioned facts and circumstances especially the clean antecedent of the petitioners, let the petitioners, in the event of their arrest or surrender within four weeks before the learned court below, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Principal Sessions Judge, Vaishali, Hajipur in connection with Bidupur P.S. Case No. 838 of 2024, subject to the conditions as laid down under Section 438(2) Cr.P.C/ 482(2) of the BNSS, 2023.

(Nawneet Kumar Pandey, J)

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