

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59035 of 2025

Arising Out of PS. Case No.-65 Year-2025 Thana- CHAKAND District- Gaya

Kanti Devi @ Daulati Devi, W/o Umesh Paswan, R/o Village - Bithosharif
P.S. - Chakand, District - Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Harsh Vardhan, Advocate.

For the State : Mr. Anil Kumar, APP

CORAM: HONOURABLE MR. JUSTICE JITENDRA KUMAR
ORAL ORDER

2 10-09-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail, apprehending her arrest, in connection with Chakand P.S. Case No. 65 of 2025 dated 24.02.2025 registered for the offences punishable under Sections 191(2), 191(3), 190, 127(1), 115(2), 117(2), 109, 125(a) and 125(b) of the Bhartiya Nyaya Sanhita, 2023.

3. As per allegation, 20-25 persons including the petitioner attacked the people living in Dhibra Tola of village Bithosharif and as per further case of the informant, Chhotu Kumar had assaulted the informant with spear whereas Karan Paswan had done firing by pistol. The allegation against Raja Kumar and Dayanand Manjhi is that they had fired by country made pistol as well as rifle. Thereafter, the Police came and



situation was controlled and accused persons fled away.

4. Learned counsel for the petitioner submits that the Petitioner is innocent and has falsely been implicated in this case. He further submits that as a matter of fact, the petitioner is a lady of 82 years of age having clean antecedent and she has nothing to do with the alleged offence. He also submits that petitioner has been falsely implicated in this case only on account of suspicion. There is no allegation of any overt act against the petitioner.

5. It is also stated in Paragraph No. 2 of the bail petition that the petitioner has not moved this Court earlier either for anticipatory bail or regular one in the instant case.

6. It has further been stated in Paragraph No.3 of the bail petition that the petitioner has been made accused in another case in which she is on bail.

7. However, learned APP for the State vehemently opposes the prayer of the Petitioner for bail.

8. Considering the aforesaid facts and circumstances, **this petition is allowed**, directing the petitioner, above-named, to be enlarged on bail, in the event of her arrest or surrender before the court below within a period of eight weeks from the date of receipt / production of a copy of this order, on her



furnishing bail bonds in the sum of Rs.10,000 /- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned concerned court below in connection with Chakand P.S. Case No. 65 of 2025, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S 2023, and on the following conditions:

(i) In case, it is brought to the notice of the court below that the petitioner has any criminal antecedent other than the disclosed one, learned court below shall cancel the bail bonds of the petitioner after hearing her and getting satisfied that the petitioner has concealed her criminal antecedent despite her knowledge of the same.

(ii) In case, it is brought to the notice of the court below that statement regarding previous bail petition is wrong, learned court below shall cancel the bail bonds of the petitioner.

(Jitendra Kumar, J)

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