

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59391 of 2025

Arising Out of PS. Case No.-200 Year-2024 Thana- PHULWARIA District- Begusarai

1. Vishwajeet Kumar S/O Ram Nivash Poddar R/O Village- Phulwaria, Shokhara 02, Barauni ward no.- 18, Nagar Parishad, P.S.- Begusarai, District- Begusarai
2. Komal Kumari D/O Ram Nivash Poddar R/O Village- Phulwaria, Shokhara 02, Barauni ward no.- 18, Nagar Parishad, P.S.- Begusarai, District- Begusarai

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr. Yugal Kishore, Advocate
For the State	:	Mr. Rajiv Nayan, APP
For the Informant	:	Mr. Rajiv Prakash Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 02-12-2025 Heard learned counsel appearing on behalf of the petitioners, learned APP appearing on behalf of the State and learned counsel appearing on behalf of the informant.

2. At the outset, learned counsel appearing on behalf of the petitioners seeks permission to withdraw this anticipatory bail application on behalf of Petitioner No. 1, namely Vishwajeet Kumar, as during pendency of this petitioner, Petitioner No. 1 has already been arrested and the same has become infructuous.

3. Permission, as prayed for, is accorded.

4. Accordingly, this anticipatory bail application with



respect to Petitioner No. 1 stands dismissed as withdrawn.

5. Petitioner No. 2 apprehends her arrest in a case registered for the offence punishable under Sections 126(2), 115(2), 303(2), 109, 352, 351(2) and 3(5) of the B.N.S..

6. As per prosecution case, Petitioner No. 2, namely Komal Kumari, is alleged to have looted household articles and cash worth Rs. 15,000/- from the house of informant.

7. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. As a matter of fact, both parties are agnates and there is dispute between them with regard to partition of land and petitioner has falsely been implicated in this case only with a view to harass and humiliate her. There is absolutely no allegation of assault or any other overt act against this petitioner. Petitioner No. 2 is a lady and claims clean antecedents.

8. Learned A.P.P. for the State and learned counsel for the informant have vehemently opposed the prayer for grant of anticipatory bail to Petitioner No. 2.

9. Considering the facts and circumstances of the case, general and omnibus nature of accusation and clean antecedents of the petitioner, the prayer for grant of anticipatory



bail to Petitioner No. 2 is allowed.

10. Accordingly, in the event of arrest/surrender within a period of eight weeks from today, let the above named Petitioner No. 2 be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned J.M. First Class, Begusarai in connection with Phulwaria P.S. Case No. 200 of 2024, subject to condition as laid down under Section 482(2) of the B.N.S.S..

11. With the aforesaid directions, this application stands disposed of.

(Prabhat Kumar Singh, J)

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