

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61935 of 2025

Arising Out of PS. Case No.-171 Year-2023 Thana- SULTANGANJ District- Bhagalpur

Pooja Devi W/o Jyotish Mandal R/o Village- Asiyachak, P.S.- Sultanganj,
Dist.- Bhagalpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajive Ranjan Singh, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 09-09-2025 Heard Mr.Rajive Ranjan Singh, learned counsel for
the petitioner and Mr.Kumar Ranjit Ranjan, learned
Additional Public Prosecutor for the State.

2. The petitioner is apprehending her arrest in
connection with Sultanganj P.S. Case No.171 of 2023, dated
24.03.2023 registered for the offences punishable under
Sections 341,323,379,504,506,34 of IPC.

3. Allegation against the petitioner is that she
alongwith co-accused person, namely, Jyotish Mandal
allegedly abused and assaulted the informant, causing nasal
bleeding and dizziness.

4. Learned counsel appearing for the petitioner
submits that the petitioner has clean antecedent. She has



falsely been implicated in the present case. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. From a bare perusal of the FIR it appears that due to some petty dispute the present occurrence had taken place and the date of occurrence as alleged in the FIR is 05.02.2023 but the present FIR has been instituted on 24.03.2023 after delay of more than one month without giving any explanation of delay afterthought only to falsely implicate the petitioner and her family members. Apart from that, there is no specific allegation of any assault or overt-act attributed against the petitioner rather there is specific allegation of assault attributed against co-accused person, namely, Jyotish Mandal, who happens to be the husband of the petitioner.

5. Learned A.P.P. for the State has vehemently opposed the prayer for anticipatory bail of the petitioner.

6. Considering the aforesaid facts, petitioner has clean antecedent, FIR has been instituted after delay of more than one month and there is no specific allegation of any assault or overt-act attributed against the petitioner, let the petitioner, above named, in the event of her arrest or surrender before the court below within a period of thirty days from the



date of receipt of the order, be released 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 A.C.J.M.-1st, Bhagalpur in connection with Sultanganj P.S. Case No.171 of 2023, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure/Section 482(2) of BNSS,2023 and with other following conditions:-

(I) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his/her criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned



order shall not be delayed for purpose of or in the name of
verification.

(Rajesh Kumar Verma, J)

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