

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76571 of 2025

Arising Out of PS. Case No.-56 Year-2025 Thana- KUNDWACHAINPUR District- East
Champaran

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Jhuna Dubey @ Ratnakar Dwivedi @ Jhunu Dubey Son of Late Lal Babu
Dubey Resident of Village - Jatwaliya, P.S.- Kundwa Chainpur, District - East
Champaran, Motihari.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sharda Nand Mishra, Advocate
For the Opposite Party/s : Mr. Nitya Nand Tiwary, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 01-12-2025 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 191(2),
190, 126(2), 115(2), 118(1), 109, 329(3), 74 and 352 of the
BNS.

3. Learned counsel for the petitioner submits that
petitioner has antecedent of five cases and the informant alleges
that the accused persons including the petitioner along with four
unknown accused came and petitioner caught her husband and
dragged him outside the house. Further, on orders of Hareram,
accused Chhotelal and Rohit stabbed the husband of the
informant repeatedly on his back causing injury while Shravan
and Sonu had caught his leg and hands and petitioner and



Guddu assaulted her when she intervened to save her husband.

4. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant. It is further submitted that from perusal of the allegation as alleged in the FIR, it would manifest that specific allegation of assaulting the husband of the informant by knife is against Chhotelal and Rohit. It is also submitted that the date of occurrence is 19.02.2025 and the FIR came to be instituted on 22.02.2025.

5. Learned A.P.P. for the State vehemently opposes the prayer for anticipatory bail of the petitioner and submits that no doubt, petitioner is not alleged to have stabbed the husband of the informant but then his presence at the place of occurrence emboldened Chhotelal and Rohit to commit the occurrence of stabbing. It is further submitted that petitioner has antecedent of five cases and if privilege of anticipatory bail is granted to the petitioner, the petitioner may abscond.

6. Considering the submissions made by the learned A.P.P. for the State, the Court is not inclined to extend the privilege of anticipatory bail to the petitioner in connection with Kundwa Chainpur P.S. Case No. 56 of 2025 pending in the Court of learned Judicial Magistrate, 1st Class, Sikarahana at



Dhaka, East Champaran at Motihari/Successor Court.

7. Hence, the prayer for anticipatory bail is rejected.

(Satyavrat Verma, J)

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