

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7792 of 2026

Arising Out of PS. Case No.-139 Year-2025 Thana- SITAMARHI District- Nawada

Gujarva Devi W/O Chhotelal Chauhan R/O Village- Lakhaura East Beldaria,
P.S - Sitamarhi, District - Nawadah.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arun Kumar, Advocate

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

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 09-03-2026 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner seeks bail in connection with
Sitamarhi P.S. Case No. 139 of 2025 instituted for the offence
under Sections 191(2), 190, 74, 108 & 352 of the Bharatiya
Nyaya Sanhita, 2023.

3. Prosecution case, in short, is that all the accused
persons, including the petitioner came at the house of informant
and started abusing the daughter of the informant. It is further
alleged that co-accused, Ramanand Chauhan caught hold of her
and co-accused, Pankaj Kumar committed indecent behaviour
with her and thereafter, all of them tortured the daughter of
informant to such an extent that she consumed poison to save



herself from them. Later on, in course of treatment, she died.

4. It has been submitted on behalf of the petitioner that the petitioner is in custody since 29.12.2025. Petitioner bears no criminal antecedents, as per disclosure made in paragraph No. 3 of the bail application.

5. It has been further submitted by the petitioner's counsel that petitioner has been falsely implicated in the present case. From perusal of the FIR, it would manifest that specific allegation is attributed to co-accused, Pankaj Kumar and there is no specific allegation against the petitioner, rather the same is general and omnibus in nature. Learned counsel for the petitioner mainly submits that similarly situated co-accused have been enlarged on anticipatory bail by a Co-ordinate Bench of this Court vide order dated 23.02.2026, passed in Cr. Misc. No. 8513 of 2026.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case, period of custody of the petitioner, there being no specific allegation against the petitioner and claim based on parity, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing



bail bonds of Rs. 15,000/- (Fifteen Thousand) with two sureties
of the like amount each to the satisfaction of Court
below/concerned Court in connection with Sitamarhi P.S. Case
No. 139 of 2025.

Raj Kishore/-

(Rudra Prakash Mishra, J)

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