

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19281 of 2026

Arising Out of PS. Case No.-686 Year-2022 Thana- BARHARA District- Bhojpur

Pushpa Devi W/o Santosh Kumar, R/o Village- Kolahrampur, Panchrukhiya,
Ward No. 11, P.S- Barahara, Distt.- Bhojpur (Ara).

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

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

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 06-04-2026 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. In the present case, the petitioner is apprehending her arrest in connection with Barahara (Bhojpur) P.S. Case No. 686 of 2022, dated 24.09.2022, registered for the offence punishable under Section 304B read with Section 34 of the Indian Penal Code.

3. As per prosecution case, the daughter of the informant was married with co-accused Sanoj Rai @ Saroj Rai @ Pappu in the year 2019. The allegation against the co-accused persons is that they have been demanding a piece of land in dowry and on non-fulfillment of this demand, killed the daughter of the informant. The name of the petitioner surfaced in this case during investigation for also being involved in the said occurrence.



4. Learned counsel for the petitioner submits that the petitioner is innocent and she has falsely been implicated in this case. The petitioner was not initially named in the FIR, but after the restatement of the informant was recorded, she named this petitioner as well. The petitioner is wife of the elder brother of the husband of the deceased and has been living separately for quite some time. Learned counsel further submits that there are two children out of the marriage of the informant's son-in-law and the daughter of the informant and it is not believable that her daughter was tortured and killed on account of demand of dowry. Learned counsel next submits that there is no material on record to show the involvement of the petitioner in the present case, who is having clean antecedent.

5. Learned APP opposes the submissions made on behalf of the petitioner and submits that the anticipatory bail application of the co-accused, Mohan Rai @ Mohan Kumar, has been rejected by a learned co-ordinate Bench of this Court *vide* order dated 24.04.2023 passed in Cr. Misc. No. 7946 of 2023.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the fact that the petitioner is a lady, who was not initially named, and the allegations are general and omnibus against her and further considering the fact that the



husband of the deceased is already in custody, let the petitioner, above-named, in the event of her arrest or surrender before the Court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Arrah (Bhojpur), in connection with **Barahara (Bhojpur) P.S. Case No. 686 of 2022**, subject to the conditions as laid down under Section 482(2) of the B.N.S.S. and other following conditions:

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the Court below, if so required by the learned trial Court.

(Arun Kumar Jha, J)

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