

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35384 of 2026

Arising Out of PS. Case No.-428 Year-2026 Thana- PHULWARISHARIF District- Patna

Gulbash Parveen @ Gulafasa Praveen @ Gulbsa Praveene, Wife of Md. Anwar, Resident of Mohalla- Murgiya Tola, Isopur, Near Purani Masjid, P.S.- Phulwarisharif, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Atul Kumar Mehta, Advocate

For the Opposite Party/s : Mr. Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 21-05-2026 Heard learned counsel for the petitioner, learned APP
for the State through video conferencing.

2. The petitioner has prayed for bail in connection with Phulwarisharif P.S. Case No. 428 of 2026 registered for the offence punishable under Sections 103(1) of the B.N.S.

3. The case of prosecution, in short, is that the petitioner has locked the wife of the informant Shabra Khatun in a room and has also assaulted her, due to which she died.

4. Learned counsel for the petitioner has submitted that petitioner is innocent and has committed no offence. From perusal of the F.I.R., itself, it is clear that after some treatment, the victim has recovered and has come to her home. Thereafter, she again fell ill and was rushed to the hospital and, thereafter,



she died. Learned counsel for the petitioner has submitted that from perusal of the post-mortem report, it will transpire that one together two ante-mortem injuries were found on the person of the deceased which are as follows:

(i) contusion of size 03 cm x 02 cm on the lateral aspect of right arm.

(ii) contusion of size 05 cm x 03 cm on the dorsal aspect of left forearm.

5. Learned counsel for the petitioner has submitted that the injuries were on both arms and it has further been submitted that the doctors conducting autopsy of the deceased has opined that injuries have been mentioned in the column no. 33(supra), are ante-mortem in nature and are not sufficient enough to cause death in ordinary course of nature. An opinion regarding death was kept pending till the receipt of chemical analysis report. Learned counsel for the petitioner has submitted that utmost the allegation against the petitioner may be that she has caused simple injuries to the deceased. The death was not due to the injuries which are alleged to have been caused by the petitioner. Learned counsel for the petitioner has further submitted that the petitioner is a lady having no criminal antecedent and she is in judicial custody since 13.03.2026



6. The application for bail is opposed by learned APP for the State.

7. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks from today and in the event of his arrest or surrender in connection with Phulwarisharif P.S. Case No. 428 of 2026, she will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) each of them with two sureties of the like amount each to the satisfaction of learned ACJM-IV, Patna.

(Ashok Kumar Pandey, J)

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