

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39496 of 2026

Arising Out of PS. Case No.-82 Year-2025 Thana- Bhawanipur District- Bhagalpur

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Rekha Devi W/o Late Mukesh Poddar Resident of Village- Vijay Nagar, Post
Office- Vijay Nagar, Police Station- Banka, District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Amrendra Kumar, Advocate.
For the Opposite Party/s : Mr. Raj Kishor Singh, APP

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CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 22-06-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail registered for the
offence punishable under Sections 108 and 3(5) of the B.N.S.,
2023.

3. The case of the prosecution, in short, is that the
petitioner has fled away with one Manoj Chaurasia due to some
matrimonial dispute, and it is alleged that due to that stress, her
husband has consumed poison.

4. Learned counsel appearing on behalf of the
petitioner has submitted that petitioner is innocent and has
committed no offence. He has been falsely implicated in this
case. He also submits that the only allegation against the



petitioner is that she fled away with one Manoj Chaurasia. The FIR does not allege that the petitioner administered poison to the deceased (her husband). He also submits that from perusal of the post-mortem report also, it will transpire that the doctor conducting the autopsy of the deceased has not found any ante-mortem injury on the person of the deceased, rather, all the *viscera* were preserved and regarding the cause of death, the opinion is reserved till the report of the viscera. He further submits that in the present case, police have submitted charge-sheet under Section 108 of the BNS after investigation. Moreover, the petitioner is a lady having no criminal antecedent and she is languishing in judicial custody since 23.05.2025.

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

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned District & additional Sessions Judge-III, Naugachia, Bhagalpur



in connection with Bhawanipur P.S. Case No. 82 of 2025.

(Ashok Kumar Pandey, J)

Sudhanshu/-

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