

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42490 of 2026

Arising Out of PS. Case No.-40 Year-2026 Thana- MAHILA P.S. District- Nalanda

Punam Devi @ Punam Kumari S/o Mantu Kumar R/o Village - Potuana, P.S - Bihar, District - Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

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

For the Opposite Party/s : Mr.Anish Chandra, APP

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

2 01-07-2026 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends her arrest in connection with Mahila P.S. Case No. 40 of 2026 F.I.R. dated 08.04.2026 registered for the offence punishable under Sections 127 (4), 115 (2), 64 (1), 61 (1) of B.N.S.

3. As per the FIR, on 15.12.2025 the informant had gone to Biharsharif market, the accused persons took her to their house at Potuana. It is alleged that accused Kundan Kumar attempted to forcibly marry her and kept her confined in the house, and established physical relations against her will. The informant further alleged that she was assaulted and unlawfully confined by Kundan Kumar, Chandan Kumar, Ranjit Kumar, and others. She also alleged that accused Ranjit Kumar sexually



assaulted her during the period of confinement. On 05.04.2026, finding the house vacant, she managed to escape, contacted her parents, returned home, and disclosed the entire incident, leading to the lodging of the FIR.

4. Learned counsel for the petitioner submits that the entire allegation of forcibly committing sexual intercourse is against Kundan Kumar, Chandan Kumar & Ranjit Kumar, and there is nothing incriminating against this petitioner and the petitioner being lady has got clean antecedent and for ulterior reasons the name of this petitioner has been implicated in this case. It has next been submitted that the petitioner is ready to cooperate with the investigation.

5. On the other hand, the learned APP for the State has opposed the prayer for bail of the petitioner.

6. Considering the specific allegations of the sexual offences, which is made against the other 03 accused persons, and this petitioner being lady and having no criminal antecedent and ready to cooperate with the investigation to reach to a logical conclusion, accordingly this Court is inclined to grant privilege of anticipatory bail to the petitioner.

7. Let the above named petitioner, be released on bail, in the event of her arrest or surrender before the learned Court



below within a period of six weeks from today, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Nalanda at Biharsharif in connection with the aforesaid P.S. Case, subject to the conditions as laid down under Section 482(2) of the BNSS as well as the following conditions:

(i) One of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/ personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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