IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67309 of 2026

CNR No. BRHC010966872026

Arising Out of PS. Case No.-177 Year-2026 Thana- ATHMALGOLA District- Patna

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1. Gita Devi @ Geeta Devi W/O Doman Singh Resident of village - Kashimpur Dadhi, (Dhadhi), Police Station - Athmalgola, District - Patna.
2. Bikku Kumar @ Vikku Kumar S/O Doman Singh Resident of village - Kashimpur Dadhi, (Dhadhi), Police Station - Athmalgola, District - Patna.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Arun, Adv.
For the Opposite Party/s : Mr.Rajendra Singh, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 05-11-2026 Heard Learned Counsel for the petitioners and Learned APP for the State.

2. The petitioners are apprehending arrest in a case registered for the offences punishable in connection with Athmalgola P.S. Case No.177 of 2026 under Sections 115(2), 126(2), 109, 303(2), 352, 351(2), 351(3) & 3(5) of the BNS, 2023.

3. As per the prosecution, the FIR has been loged against 3 named accused persons including the present petitioners with specific allegation against petitioner No.2 that he had assaulted the informant by iron rod with a intention to kill. Further allegation has been made to assault the daughter

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and informant's husband, due to which injury has been caused. The allegation of snatching gold chain is also there.

4. Learned Counsel for the petitioners submits that the petitioners are innocent and have committed no offence. He submits that on the previous occasion, case diary and injury report have been called for in which injury caused to daughter of the informant is simple, injury caused to the informant's husband is grievous.

5. Counsel submits that the criminal antecedent of the petitioners is not clean as there are 5 criminal cases pending against them. They are ready to fulfill all the conditions whatsoever shall be imposed upon them.

6. Learned APP for the State opposes the prayer for bail of the petitioners and submits that from the FIR, it has been alleged that the petitioner No.2 along with other co-accused persons have assaulted both the informant and her husband and injury of the husband is grievous in nature.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner No.1, namely, Gita Devi, be granted bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty

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Thousand) each as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of Sub-Divisional Judicial Magistrate, Barh, Patna, in connection with Athmalgola P.S. Case No.177 of 2026, subject to the conditions as laid down U/s 482(2) of the BNSS**,** 2023.

8. So far as the petitioner No.2, namely, Bikku Kumar, is concerned, this Court is not inclined to grant anticipatory bail to the petitioner No.2, therefore the anticipatory bail application of the petitioner No.2 is hereby rejected.

(Dr. Anshuman, J)

Prakashmani/-

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