IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.73251 of 2026

CNR No. BRHC011026552026

Arising Out of PS. Case No.-381 Year-2026 Thana- LAURIA District- West Champaran

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Rekha Devi W/O Rahul Yadav R/O Lauriya Ward No. 03, P.S.- Lauriya, Distt.- West Champaran.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Adv.
For the Opposite Party/s : Mr. Nirmal Kumar Sinha, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 28-10-2026 Heard Mr. Bimlesh Kumar Pandey, learned Counsel for the petitioner and Mr. Dewanand Tiwary for the informant besides the learned APP for the State.

2. The petitioner apprehends her arrest in connection with Lauriya P.S. Case No. 381 of 2026 for the offence registered under sections 190, 191(2), 191(3), 115(2), 118(2), 109, 303(2), 352 of BNS lodged on 07.07.2026 by the informant, Amardip Kumar Yadav.

3. As per the prosecution story, the informant alleged that when he was walking on the road, the named accused persons came due to previous dispute and resorted to assault. Upon protest, allegation is that Rahul Yadav gave sword blow causing injury on the head, when the cousin came to rescue,

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Sachin Yadav gave sword blow causing injury to him too. Allegation against Vaibhav Yadav is of an order giver, he further gave sword blow to Anand Yadav causing injury on the hand and neck. When Bhulan Yadav came to rescue, allegation is that this petitioner along with Taukir Alam and Angur Alam resorted to assault causing injuries to him. Further allegation is of taking money is there. This led to the FIR.

4. Learned Counsel for the petitioner submits that there is case and counter case, both sides have suffered. A perusal of the FIR would show that it has been exaggerated to implicate entire family members and in that background, the role has been given to this lady who is merely a housewife. The submission is that to even think that a housewife has 18 criminal antecedents can be acceptable only when it can be informed that most of these cases arises out of the allegation made by the present informant's family themselves.

5. Learned APP for the State as also learned counsel for the informant opposes the prayer for anticipatory bail submitting that not only role is there, she has criminal antecedent.

6. This Court has taken note of the fact that there is case and counter case, both sides have suffered and the

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petitioner is a lady, however, the eighteen criminal antecedents against her cannot be required.

7. Accordingly, the anticipatory bail application stands rejected.

8. However, if the petitioner surrenders within four weeks from today, the Court concerned shall take up the matter and dispose it of preferably on the same day.

(Rajiv Roy, J)

Vijay Singh/-

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