IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74620 of 2026

CNR No. BRHC011087692026

Arising Out of PS. Case No.-396 Year-2026 Thana- BAIKUNTHPUR District- Gopalganj

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Sunaina Devi W/o Ram Milan Sah Resident of Village - Mathiya P.S - Baikunthpur, District - Gopalganj

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Rakesh Ranjan, Advocate
For the Opposite Party/s : Mr.Umeshanand Pandit, APP

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CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH

ORAL ORDER

2 04-11-2026 Heard Mr. Rakesh Ranjan, learned counsel appearing on behalf of the petitioner and Mr. Umeshanand Pandit, learned APP for the State.

2. The petitioner seeks pre-arrest bail in connection with Baikunthpur P.S. Case No. 396 of 2026, registered for the offences punishable under Sections 126(2), 115(2), 117(2), 118(1), 109(1), 352, 351(2), 303(2) and 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the allegation made in the F.I.R., due to a land dispute between the parties, the petitioner, along with her husband and other co-accused persons, allegedly assaulted the informant and other members of her family with iron rods, causing serious injuries to them. The specific allegation against

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the petitioner is that she assaulted one Mamta Kumari with a stick, causing injuries to her.

4. Learned counsel appearing on behalf of the petitioner submitted that the petitioner is innocent and has been falsely implicated in the present case on account of an admitted land dispute between the parties. He further submitted that the specific allegation against the petitioner is of assaulting Mamta Kumari with a stick and, as per the injury report, the injuries sustained are simple in nature. The petitioner has clean criminal antecedent. On these grounds, the petitioner seeks to be released on pre-arrest bail.

5. Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

6. Having heard the rival submissions made on behalf of the parties, as well as, having perused the allegations made in the F.I.R. and the nature of injuries attributable to the petitioner in respect of injured Mamta Kumari, I am of the opinion that the petitioner has, *prima facie*, made out a case to be released on pre-arrest bail.

7. The petitioner, above named, is directed to be released on pre-arrest bail, in the event of her arrest or surrender before the learned District Court within a period of four weeks

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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 learned A.C.J.M.-XIV, Gopalganj, or the learned Court concerned, in connection with Baikunthpur P.S. Case No. 396 of 2026, subject to the conditions as laid down under Section 482(2) of the BNSS.

8. The learned District Court is directed to verify the criminal antecedent of the petitioner and if it is found that the petitioner is involved in some other cases, as what has been stated in paragraph no.3 of the bail application, this order will automatically lose its force.

(Purnendu Singh, J)

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