IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76095 of 2026

CNR No. BRHC011095392026

Arising Out of PS. Case No.-322 Year-2026 Thana- RUPASPUR District- Patna

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Champa Devi Wife of Shivji Paswan Resident of Village- Karaja Gowa, P.S.- Naubatpur, District- Patna at present Rupaspur Kela Bagan, (Teanent of Ram Babu Singh), P.S.- Rupaspur, District- Patna

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Ganesh Prasad Yadav, Adv.
For the Opposite Party/s : Mr. Madhura Nand Jha, APP

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CORAM: HONOURABLE MR. JUSTICE GIRIJISH KUMAR

ORAL ORDER

2 28-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned A.P.P. appearing for the State.

2. The petitioner seeks regular bail in connection with Sessions Trial No. 1479 of 2026 arising out of Rupaspur P.S. Case No. 322 of 2026 registered for the offence punishable under Sections 80(2), 238, 3(5) of the BNS.

3. The case of prosecution is that informant, Soni Devi, alleged that on 05.05.2026, she arrived at the house of Bhanu Paswan and enquired about her daughter, Janvi, who had contracted a love marriage about three months earlier. The informant alleged that Bhanu Paswan and his parents were opening the knot of a scarf from Janvi's throat and that all

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family members thereafter went away and locked the gate. She further alleged that the accused persons had disappeared the body of her daughter.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He further submits that there is no specific allegation levelled against the petitioner rather there is general and omnibus allegation levelled against the petitioner. He next submits that the petitioner is the mother-in-law of the deceased. He next submits that the petitioner has been languishing in judicial custody since 09.05.2026 and has no criminal antecedent. He next submits that the husband of the deceased has been languishing in judicial custody which is mentioned in paragraph- 7 of the bail petition. Therefore, the petitioner deserves the grant of regular bail.

5. Learned APP appearing on behalf of the State vehemently opposes the prayer for bail of the petitioner and submits that there is serious allegation levelled against the petitioner. He further submits that the petitioner and other co-accused have done conspiracy against the deceased and they have also tried to disappear the body of deceased. Therefore, the petitioner does not deserve the grant of regular bail.

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6. Considering the aforesaid facts and circumstances of the case and also the fact that the petitioner is the mother-in-law of the deceased and also a lady and there is no specific allegation levelled against the petitioner also coupled with the fact that the husband of the deceased has been languishing in judicial custody, considering the petitioner being a lady as well as period of custody, let the above named petitioner be released on bail, on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Court of learned Additional District & Sessions Judge- IV, Danapur, Patna in connection with Session Trial No. 1479 of 2026 arising out of Rupaspur P.S. Case No. 322 of 2026, subject to the following conditions:

(i) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(ii) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(iii) And, further condition that the court below shall

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verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Girijish Kumar, J)

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