IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76720 of 2026

CNR No. BRHC011097742026

Arising Out of PS. Case No.-136 Year-2026 Thana- PATAHI District- East Champaran

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1. Sunita Devi W/O Manoj Paswan R/V-Jihula, PS- Patahi, District- East Champaran, Motihari
2. Pramila Devi @ Sharmila Devi W/O Rakesh Paswan R/V-Jihula, PS- Patani, District- East Champaran, Motihari

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rajesh Kumar, Adv
For the Opposite Party/s : Mr. Abhay Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA

ORAL ORDER

2 04-11-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners apprehend their arrest in connection with Patahi P.S. Case No. 136 of 2026, registered for the offence punishable under Sections 126(2), 115(2), 109(1), 351(2), 352, 3(5), 118(1) B.N.S., 2023.

3. The case of the prosecution, in short, as per the informant is that on 12.05.2026 at about 8:00 PM, the informant's son was assaulted by Deepak Paswan, who snatched his spectacles. When the informant intervened, the accused persons allegedly assaulted him with fists, bricks and stones. Rajesh Paswan caught hold of his neck, while Deepak Paswan

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and Sunita Devi inflicted knife blows on his abdomen, ribs, back and thigh. The informant also sustained a head injury from a brick blow, following which the accused persons fled away.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have not committed any offence. They have falsely been implicated in the present case. He further submits that the petitioners are lady and have no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer of anticipatory bail.

6. From the reading of the FIR, it transpires that the allegation against Sunita Devi (petitioner no. 1) is of assaulting the informant with knife which caused injuries to his abdomen and right thigh but the nature of injury has been simply caused by hard and blunt substance. There appears to be no allegation against Pramila Devi (petitioner no. 2). Both the petitioners are said to be having clean antecedent. Under these circumstances, this Court is inclined to grant privilege of anticipatory bail to the petitioners.

7. Let the petitioners, named above, in the event of their arrest or surrender before the Court below within four weeks from today, be released on bail on furnishing bail bond of

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Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned J.M.F.C. Motihari, East Champaran in connection with Patahi P.S. Case No. 136 of 2026, subject to the conditions laid down under section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and subject to the further condition that:-

(i) the petitioners shall co-operate in the investigation/trial.

(ii) the learned Court would, however, verify the criminal antecedent of the petitioners and in case it is found that the petitioners have concealed their criminal antecedent, the Court below shall take step for cancellation of bail bond of the petitioners. However, it is expected that the verification process would be done expeditiously without causing any delay.

(Alok Kumar Sinha, J)

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