IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.78683 of 2026

CNR No. BRHC011098632026

Arising Out of PS. Case No.-138 Year-2026 Thana- JADIA District- Supaul

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1. Guliya Devi W/O Asesar Yadav R/V- Heerapati, PS- Jadiya, Distt- Supaul
2. Kavita Devi @ Kari Devi W/O Late Sanjay Yadav R/V- Heerapati, PS- Jadiya, Distt- Supaul

... ... Petitioners

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioners : Mr. Prafull Chandra Thakur, Advocate
For the Opposite Party : Mr. Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned Additional Public Prosecutor for the State.

2. This application for anticipatory bail arises out of Jadiya P.S. Case No. 138 of 2026, registered for the offence punishable under Sections 126(2), 115(2), 118(1), 303(2), 75, 109(1), 329(3), 352, 351(2) and 3(5) of the Bharatiya Nyaya Sanhita.

3. As per allegation, while the husband of the informant was going to pay the due amount of Rs.50,000.00 against purchase of Buffalo to the trader, he went to his field, upon seeing him there, the accused persons became angry and the named accused persons along with 4-5 unknown persons, variously armed, surrounded him and started abusing and

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assaulted him, when the informant rushed to rescue, she too was assaulted and her clothes were allegedly torn. It has further been alleged that petitioner No. 1 snatched silver locket and gold nose-pin from the informant and handed over *farsa* to co-accused Santosh Yadav with exhortation to kill the husband of the informant, while petitioner No. 2 allegedly took away the sum of Rs.50,000.00 from the pocket of the husband of the informant.

4. Learned counsel for the petitioners has submitted that the petitioners have falsely been implicated in this case. There is no specific allegation of assault against the petitioners. The only accusation against the petitioners is that while petitioner No. 1 snatched silver locket and gold nose-pin from the informant and handed over *farsa* to co-accused Santosh Yadav with exhortation to kill the husband of the informant, petitioner No. 2 allegedly took away the sum of Rs.50,000.00 from the pocket of the husband of the informant. It has further been submitted that the lady members of the family have been implicated in this case so as to exert pressure. Moreover, the present case is a retaliatory counter blast to the case filed by petitioner No. 2 against the prosecution party for the offence punishable under Section 76 and other ancillary sections of the

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BNS. It has, thus, been submitted that there was a free fight between the parties. It has lastly been submitted that the petitioners have got no criminal antecedents.

5. Learned counsel for the State opposed the prayer of anticipatory bail of the petitioners.

6. Heard the parties and perused the record.

7. Considering the facts and circumstances of the case as well as the fact that the petitioners are ladies and there is no specific allegation of assault against them, there being a case and counter case between the parties, let the petitioners above named, in the event of their arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned C.J.M., Supaul, in connection with Jadia P.S. Case No. 138 of 2026, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagrik Suraksha Sanhita.

8. This application is accordingly allowed.

(Praveen Kumar, J)

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