IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77982 of 2026

CNR No. BRHC011099552026

Arising Out of PS. Case No.-126 Year-2025 Thana- BHAGWANPUR District- Vaishali

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Shushila Devi @ Sunila Devi @ Sunil Devi W/o Ram Babu Ray Resident of Village- Kiratpur Rajaram, P.S.- Bhagwanpur, Dist.- Vaishali

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Rajeev Ranjan No. II, Adv.
For the Opposite Party/s : Mr. Gauri Shankar Gupta, APP

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CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

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

2. The petitioner is apprehending his arrest in connection with Bhagwanpur P.S. Case No. 126 of 2025, F.I.R dated 08.05.2025, registered for the offences punishable under Sections 126(2), 115(2), 303(2), 85, 352, 351(2), 3(5) of the BNS and ¾ D.P. Act.

3. According to prosecution case, the informant, Vinita Kumari, submitted a typed application before the S.H.O., Sonpur P.S., on 29.04.2025, alleging that her marriage was solemnized with Kaushal Kumar on 21.05.2023 according to Hindu rites and rituals. At the time of marriage, her father gave gifts worth Rs. 6 lakh, but the accused persons further

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demanded Rs. 2 lakh for a motorcycle. It is further alleged that on 27.04.2025, all the named accused persons assaulted her, snatched her ornaments, ousted her from her matrimonial home, and threatened her. The said application was forwarded to Bhagwanpur P.S., whereupon the present F.I.R. was instituted.

4. Learned counsel for the petitioner submits that the petitioner is the mother-in-law, and the benefit of Section 35(3) of the BNSS was never misused by the petitioner. It has next been submitted that there is nothing specific alleged against this petitioner and she has also been co-operating with the investigation. It has lastly been submitted that the petitioner has clean antecedent

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the aforesaid facts and circumstances, particularly the facts that there is nothing specific alleged against this petitioner, that the benefit of Section 35(3) of the BNSS has not been misused by her, coupled with the fact that she has been co-operative with the investigation and has clean antecedent, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of

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his/her arrest or surrender before the Court below within a period of four weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-VI, Vaishali at Hajipur, in connection with Bhagwanpur P.S. Case No. 126 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative/known of the petitioner(s) who shall provide official document/personal affidavit to show his/her bona fide;

(ii) the petitioner(s) shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;

(iv) the petitioner(s) shall desist from committing any criminal offence again,

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failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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