IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77123 of 2026

CNR No. BRHC011105312026

Arising Out of PS. Case No.-148 Year-2026 Thana- RAJNAGAR District- Madhubani

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1. Kanti Devi @ Shanti Devi Wife of Sonu Sah Resident of Village- Narkatiya Rajnagar, Ward No. -14, P.S.- Rajnagar, District- Madhubani.
2. Mukesh Sah Son of Gonu Sah Resident of Village- Narkatiya Rajnagar, Ward No. -14, P.S.- Rajnagar, District- Madhubani.
3. Rajesh Sah Son of Gonu Sah Resident of Village- Narkatiya Rajnagar, Ward No. -14, P.S.- Rajnagar, District- Madhubani.
4. Umesh Sah @ Ramesh Sah @ Ramesh Kumar Son of Gonu Sah Resident of Village- Narkatiya Rajnagar, Ward No. -14, P.S.- Rajnagar, District- Madhubani.

... ... Petitioner/s

Versus

The State of Bihar Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr.Gagan Deo Yadav, Advocate
Mr. Rajesh Kumar, Advocate
Mr. U.K.Yadav, Advocate
For the Opposite Party/s : Mr.Jitendra Kumar Singh, APP

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 05-11-2026 At the outset, learned counsel for the petitioners, Mr. Gagan Deo Yadav prays and is allowed to withdraw the anticipatory bail application of petitioner no.02, Mukesh Sah which is dismissed as withdrawn.

2. Heard the parties.

3. The petitioners are apprehending arrest in connection with Rajnagar P.S. Case No. 148/2026 for the offence section offence 117(2), 126(2), 115(2), 303(2), 74, 3(5)

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of BNS lodged on 21.03.2026 by the informant, Meena Devi.

4. As per the prosecution story, the lady alleged that due to land dispute as she was constructing her house, the accused persons came armed variously and Mukesh Sah gave Farsa blow on the head while others resorted to outrage her modesty and took away ornaments/cash amount. This led to the FIR.

5. Learned counsel for the petitioners submit that there is delay of 14 days in lodging of the FIR which has not been explained in the allegation part.

6. The petitioners before this Court having no criminal antecedent. One of them is a lady and are neighbours.

7. Learned APP opposes the prayer submitting that though the main allegation of assault is on Mukesh Sah, others have also contributed.

8. Considering the submissions aforesaid as also that the role mainly of assault is on Mukesh Sah, these petitioners have no criminal antecedent, one of them is lady, in that background, this Court is inclined to extend them the privilege of anticipatory bail.

9. Let the petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah be

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released on bail, in the event of their arrest or surrender before the concerned court within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) each with two sureties of the like amount each in connection with Rajnagar P.S. Case No. 148/2026 to the satisfaction of learned A.C.J.M.-I, Madhubani subject to the conditions as laid down under Section 438(2) of the Cr.P.C. as also the other conditions.

(i) one of the bailor should be the family member/relative of the petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah who shall provide official document (Aadhar Card/Driving License/Voter ID/Pan Card etc.) to show his/her bona fide;

(ii) The petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah shall be appearing before the police station as and when required for cooperating in the investigation;

(iii) the petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah 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 their bail bond by the Trial Court itself;

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(iv) the petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah 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;

(v) the petitioner no.1, Kanti Devi @ Shanti Devi, petitioner no.3, Rajesh Sah and petitioner no.4, Umesh Sah shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Rajiv Roy, J)

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