IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75837 of 2026

CNR No. BRHC011110422026

Arising out of PS. Case No.-238 Year-2026 Thana- ISUAPUR District- Saran

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Alaka Devi @ Alka Devi Mannu Giri @ Manu Giri R/o- Village-Achitpur Nat Toli, P.S.- Isuapur, District- Saran, Bihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Brajesh Sahay, Advocate
Mr. Arif Daula Siddiqui, Advocate
Mr. Vivek Kumar, Advocate
For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

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

2. In the present case, the petitioner seeks bail in connection with Isuapur P.S. Case No. 238 of 2026, registered for the offence under Sections 103(1), 61(2) and 3(5) of BNS and Section 27 of the Arms Act.

3. As per prosecution case, the informant has three sons from his first wife, Gaytri Devi. Subsequently, informant solemnized marriage with one Soni Devi @ Sabrun Nisha and they had a boy child who was mentally retarded. While the second wife was again pregnant, co-accused Manu Giri, husband of this

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petitioner, in the background of dispute over property of the informant, shot dead the second wife of the informant. The informant named the petitioner along with other co-accused persons for being involved in the conspiracy of killing his second wife.

4. Learned counsel for the petitioner submits that petitioner is innocent and has been falsely implicated in this case. From the FIR, it is apparent that the specific allegation of firing is against co-accused, Manu Giri who shot the second wife of the informant dead. There is no material to show that the petitioner was involved in the conspiracy except in the confessional statement of co-accused husband of this petitioner. Learned counsel further submits that the petitioner is having clean antecedent and she is in custody since 21.06.2026 and charge-sheet has been submitted against the petitioner.

5. Learned A.P.P. appearing for the State vehemently opposes the submission made on behalf of the petitioner.

6. Having regard to the facts and circumstances and submission made on behalf of the

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parties and considering the fact that the petitioner is a lady and considering absence of any specific allegation against her and further considering her clean antecedent, period of custody and submission of charge sheet against the petitioner, the petitioner is directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, Saran/ concerned court, in connection with Isuapur P.S. Case No. 238 of 2026, subject to the conditions mentioned in Section 480 (3) of BNSS and also the following conditions :

(i) One of the bailors will be a close relative of the petitioner.

(ii) The petitioner will remain present on each and every date fixed by the below, if so required by the learned trial court.

(iii) In case of absence on three consecutive dates or in violation of the terms of the bail, the bail bond of the

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petitioner will be liable to be cancelled by the court concerned.

(Arun Kumar Jha, J)

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