IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80143 of 2026

CNR No. BRHC011118152026

Arising Out of PS. Case No.-214 Year-2026 Thana- RAJAON District- Banka

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Kajal Devi W/o Chandan Sah R/o Village - Lahoriya Gopalpur, P.S.- Rajoun, District- Banka

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Om Prakash Singh, Advocate
For the Opposite Party/s : Mr. Kumar Ranjit Ranjan, APP

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CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY

ORAL ORDER

2 25-11-2026 Heard learned counsel for the petitioner and learned A.P.P. for the State.

2. Petitioner apprehends her arrest in connection with Rajoun P.S. Case No. 214 of 2026 registered for the offences under Sections 126(2), 115(2), 110, 352, 351(2), 303(2), 61 and 3(5) of B.N.S., 2023 and under Section ¾ of the Prevention of Witch Practices Act, 1999.

3. As per the prosecution case, the petitioner along with others in a pre-planned manner, variously armed had assaulted the informant. It has been alleged that co-accused Chandan Shah had assaulted with spade on the head of the informant.

4. Learned counsel for the petitioner submits that the

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petitioner is a lady and she has falsely been implicated in this case along with other accused persons and there is no specific attribution of assault levelled against the petitioner rather the specific allegation is upon one Chandan Shah. It has next been submitted that on account of long standing land dispute, the present FIR has been lodged with false and concocted case. It has also been submitted that the petitioner has been made accused in two cases prior to the present one, which was filed by the wife of the elder brother (*gotni*).

5. Learned APP for the State has vehemently opposed the prayer for anticipatory bail.

6. Considering the aforesaid submission, facts and circumstances of the case, let the petitioner above named be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor court in connection with Rajoun P.S. Case No. 214 of 2026 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure read with corresponding Section 482(2) of B.N.S.S. as well as subject to

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the following conditions:-

(i) One of the bailors of the petitioners shall be their close relative.
(ii) The petitioners shall remain physically present in Court on each date of the trial.
(iii) In case of absence on two consecutive dates, or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the Court concerned.
(iv) If the petitioners are found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.
(v) The learned Court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. Accordingly, the prayer for anticipatory bail is allowed.

8. It is made clear that the observations, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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