IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79304 of 2026

CNR No. BRHC011130782026

Arising Out of PS. Case No.-343 Year-2025 Thana- RAGHOPUR District- Vaishali

==========

Indu Devi W/o Munilal Rai R/o Village - Mirampur, P.S - Raghopur, District - Vaishali.

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

==========

Appearance :

For the Petitioner/s	:	Mr. N.K. Agarwal, Sr. Advocate Mr. Jay Ram Prasad, Advocate Mr. Kumar Rajdeep, Advocate
For the Informant	:	Mr. Shambhu Narayan Singh, Advocate Mr. Suraj Kumar Tiwari, Advocate
For the Opposite Party/s	:	Mr. Md. Mushtaque Alam, APP

==========

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY

ORAL ORDER

2 18-11-2026 Heard learned counsel for the petitioner; learned counsel for the informant and learned APP for the State.

2. The instant application for anticipatory bail has been filed by the petitioner apprehending her arrest in connection with PTN-BRVA010075392026 arising out of Raghopur P.S. Case No. 343 of 2025 instituted for the offence under Sections 103(1), 123 and 3(5) of the B.N.S., 2023.

3. The case of the prosecution, in short, is that the husband of the informant had gone to the house of Munnilal Rai, who happens to be the husband of the petitioner. It is alleged that the husband of the informant was found in an

WEB COPY

unconscious state, with froth coming out of his mouth. He was rushed to the hospital, where he subsequently succumbed to his injuries.

4. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner is innocent and has committed no offence. She has been falsely implicated in the present case. He further submits that, from perusal of the F.I.R., it transpires that altogether three persons, namely, Munnilal Rai, Chandan Rai and the petitioner, have been named in the case. The petitioner happens to be the wife of Munnilal Rai. Any monetary dispute, if at all, was between the deceased and the petitioner's husband.

5. Learned counsel for the petitioner further submits that, from perusal of the order passed by the learned trial court, it transpires that the *viscera* of the deceased was preserved and, as per the F.S.L. report, Aluminium Phosphide, commonly known as *Celphos*, was detected in the *viscera* of the deceased. Learned counsel submits that at most it can be said that the petitioner was present at the place of occurrence. In this case, there are altogether two males and one female accused persons and if at all *Celphos* was administered to the deceased by them, then also there is no specific role attributed to this petitioner.

WEB COPY

Moreover, the petitioner is a lady and her husband is already in custody and she has got no criminal antecedent.

6. In contra, learned APP appearing for the State and learned counsel for the informant have vehemently opposed the prayer of bail of the petitioner.

7. Having heard learned counsel for the parties and in the facts and circumstances of the case as stated above, this Court is inclined to enlarge the petitioner on bail. The petitioner is directed to surrender in the Court below within a period of four weeks' from today and in the event of her arrest or surrender in connection with PTN-BRVA010075392026 arising out of Raghopur P.S. Case No. 343 of 2025, she will be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Vaishali at Hajipur subject to the conditions as laid down under Section 482(2) of the B.N.S.S.

(Ashok Kumar Pandey, J)

Sudhanshu/-

U		T	

WEB COPY