

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79191 of 2025

Arising Out of PS. Case No.-629 Year-2025 Thana- AMARPUR District- Banka

Kavita Devi Wife of Birendra Yadav Resident Of Village - Dodhari, P.S. -
Fullidumar, Dist. - Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Prakash Dwivedi, Advocate

For the Opposite Party/s : Mr. Madhura Nand Jha, APP

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 19-02-2026 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in a case registered for
the offence punishable under Sections 103(1), 238, 3(5) of the
B.N.S.

3. As per the prosecution case, the petitioner along
with other co-accused is said to have killed the husband of the
informant.

4. The learned counsel for the petitioner submits
that the F.I.R. has been lodged on the basis of suspicion as the
informant suspected that her husband was having illicit
relationship with the petitioner. However, neither the informant
nor any person has claimed to be eye-witness to the incident
and the only material against the petitioner is that her



confession has led to recovery of the murder weapon which is an axe and when the blood-stained axe was sent for FSL examination, the report stated to be human blood, but it is not conclusive proof of the fact that the blood was that of the deceased. Further the petitioner is in custody since 10.09.2025 with no criminal antecedent and charge-sheet has been submitted.

5. Learned APP for the State opposed the grant of bail on the ground that the allegations against the petitioner are supported by the materials collected during the course of investigation.

6. Taking into consideration the facts and circumstances and also considering the fact that the confessional statement of the petitioner has led to the recovery of the murder weapon and human blood has been found on the said weapon, this Court is not inclined to grant the privilege of bail to the petitioner. Accordingly, the prayer for bail of the petitioner is hereby rejected in connection with Amarpur (Fulidumar) P.S. Case No.629 of 2025.

(Soni Shrivastava, J)

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