

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37 of 2026

Arising Out of PS. Case No.-193 Year-2024 Thana- GWALPARA District- Madhepura

Aashma Khatoon, W/o Masid Khan, R/o Village- Jotmanohar, Jhanjhari Ward
No.14, P.S- Gwalpara, Dist- Madhepura

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pawan Kumar, Advocate

For the Opposite Party/s : Mr.Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

2 09-02-2026 Heard learned counsel for the petitioner 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
Gwalpara P.S. Case No. 193 of 2024 instituted for the offence
under Sections 103(1), 61, 3(5) of the BNS and Section 27 of the
Arms Act.

3. The case of the prosecution is that four persons killed
the husband of the informant. In second part of the FIR, the
informant has alleged that there were 23 persons including the
petitioner in the conspiracy of murder of her husband.

4. Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is innocent and has committed no
offence. She has falsely been implicated in this case. Save and
except the suspicion of the informant, there is nothing against the



petitioner. There is no allegation of any overt act is there. It has further been submitted that similarly situated co-accused, namely, Lalo Khan has been granted anticipatory bail by this Court vide Cr. Misc. No. 43979 of 2025 and others have also been granted anticipatory bail by learned Co-ordinate Bench vide Cr. Misc. No.70806 of 2025. The case of this petitioner stands on similar footing. She is having no criminal antecedent.

5. Learned APP appearing for the State has opposed the prayer of bail of the petitioner.

6. 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 Gwalpara P.S. Case No. 193 of 2024, 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 J.M. 1st Class, Udakishunganj, District-Madhepura, subject to the conditions as laid down under Section 482 (2) of the B.N.S.S.

(Ashok Kumar Pandey, J)

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