

IN THE COURT OF SESSIONS JUDGE, AURANGABAD (BIHAR)

A.B.P. No. 435/2026

Arising out of Rafiganj P.S. Case No. 489/2025

Present:- Rajeev Ranjan Kumar, Sessions Judge, Aurangabad (Bihar)

1. Malti Devi, W/o Sanjay Paswan, age-45 years, R/o village- Dharhara, P.S.-
Rafiganj, District- Aurangabad (Bihar).

2. Rina Kumari, D/o Sanjay Paswan, age-20 years, R/o village- Dharhara, P.S.-
Rafiganj, District- Aurangabad (Bihar).

... .. Petitioner(s)

Versus

The State of Bihar

... ..Opposite Party(s)

Appearance :

For the Petitioner(s)	:	Sri Jitendra Singh, Adv.
For the State	:	Sri Ajay Kumar, P.P.

10.03.2026

Apprehending their arrest in connection with Rafiganj P.S. Case No. 489 of 2025 instituted under Sections 80, 3(5) of the Bharatiya Nyaya Sanhita, 2023, petitioners have moved before this court for grant of privileges of anticipatory bail. A copy of the anticipatory bail petition has been served upon the Id. P.P. for the State.

An FIR has been lodged by the informant Manju Devi to the effect that her daughter Pratima Kumari (now deceased) was married to Rahul Kumar on 07.10.2025 and she was being ill-treated and tortured at the hands of her step mother-in-law Malti Devi and by her daughter Rina Kumari. It is further alleged that on 04.12.2025, she was done to death by administering poison by the petitioners.

It has been submitted by the learned counsel appearing for the petitioners that the petitioners are quite innocent and have committed no offence as alleged in the FIR by the informant. The allegation levelled against the petitioners is completely false, concocted and baseless. Petitioners have been falsely implicated in this case being the mother-in-law and the sister-in-law (nanad) of deceased. No such occurrence has ever taken place. It is further submitted that mistakenly the deceased had eaten grain mixed with poison, which was kept in the house and at that time, the petitioners were not present in the house. When they reached the house, they saw that Pratima Devi (now deceased) was in a serious condition. Thereafter, they took her to a nearby hospital for treatment but she could not be

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saved. Petitioners have not administered poison to the deceased. Both petitioners are lady and they are having no criminal antecedent. It is therefore prayed that the petitioners be given the privileges of anticipatory bail.

Per contra, learned P.P. opposed the prayer for grant of anticipatory bail to the petitioners and submitted that the deceased was being harassed and tortured by the petitioners, who are the step mother-in-law and the sister-in-law (nanad) of deceased. It is further submitted that the deceased died within seven years of her marriage and that too, at her matrimonial home itself. Hence, the petitioners do not deserve to be enlarged on anticipatory bail.

Heard learned counsel appearing for the petitioners and learned P.P. for the State.

It is alleged against the petitioners that they used to torture to the deceased and administered some poisonous substance in her food leading to her death. From perusal of case diary, it appears that the informant in her restatement as well as the witnesses in their statement at para-3, 4 and 5 have supported the case of prosecution and stated that the deceased was being harassed by the petitioners and ultimately, she was killed by them by administering poison through food. In the postmortem report the cause of death could not be ascertained by the doctor as awaiting for viscera report. From perusal of F.I.R. it appears that the deceased had been married to Rahul Kumar on 07.10.2025, two months before the date of incident occurred on 04.12.2025. The informant as well as witnesses have stated about the harassment of the deceased by the petitioners. The deceased has been died within seven years of her marriage and that too, at her matrimonial home itself under unnatural circumstances. Petitioners are the step mother-in-law and the sister-in-law (nanad) of deceased, there is direct allegation against them and the investigation of the case is still pending.

Considering the fact that there is an allegation against the petitioners and statement of witnesses supporting the fact that the deceased was being tortured by the petitioners and the death of deceased was happened under unnatural circumstances. **Hence, the anticipatory bail petition filed on behalf of the petitioners Malti Devi and Rina Kumari is hereby rejected.**

Dictated

(Rajeev Ranjan Kumar)
Sessions Judge
Aurangabad (Bihar)