

Anticipatory Bail Petition No. 566/2026

(Arising out of University P.S. No 02/26)

U/s 191(2), 191(3), 190, 109, 115(2), 76, 118(1), 352, 351(2) and 351(3) BNS .

Sunita Devi & Ors. Versus The State of Bihar

1.Sunita Devi, aged about 39 yrs, W/o Buddhi Mahto @ Buddhilal Mahto.

2.Meera Devi, aged about 47 yrs, W/o Lt. Virendra Mahto.

3.Sailesh Kumar @ Kaila Kumar, aged about 24 yrs,S/o Lt. Virendra Mahto.

R/o- Saheganj, P.S- Vishwavidyalaya, District- Bhagalpur.

.....Petitioners

Versus

The State of Bihar

.....Opposite Party

For the Petitioners : Mrs. Rakesh Kumar Jha, Advocate.

For the State : Mr. Vijay Kumar Singh, Additional PP.

Date of order or proceeding	Order with signature of the court	Office action taken with date
1	2	3
28-04-2026	The petitioners namely Sunita Devi, Meera Devi and Sailesh Kumar @ Kaila Kumar apprehends their arrest in connection with University P.S. No 02/26 registered under Sections 191(2), 191(3), 190, 109, 115(2), 76, 118(1), 352, 351(2) and 351(3) BNS. On behalf of the petitioners, a certificate has been given in para 2 of the bail petition that she has not filed any bail petition in any form on previous occasion either in the court of Learned Sessions Judge, Bhagalpur or before the Hon'ble High Court, Patna. Petitioners bear clean antecedent. The prosecution case as per the typed application of the informant namely Jaimala Devi in brief is that on 22-12-2025, at approximately 7:30 PM Buddhilal Mahto @ Buddhi Mahto, Sunita Devi, Pintu Mahto, Shailesh Kumar @ Kaila Kumar and Meera Devi suddenly entered her house armed with kulhadi,khanti, dabia and iron rods and started assaulting her, her husband, son and daughter-in-law. Buddhi Lal Mahto assaulted with kulhadi on left knee of informant's husband Vinay Kumar Singh cutting it into several pieces. Pintu Mahto struck on head of informant's husband with a dabia, causing him head injury and he fell unconscious on the spot. Shailesh Kumar further assaulted informant's unconscious husband by striking him on the head with a khanti. Sunita Devi struck informant's daughter-in-law, Sulekha Devi on head with an iron rod leaving her drenched in blood. Meera Devi assaulted informant and her family members by pelting her with bricks and stones. Meera Devi's tenant, who worked in Silk Department assaulted with lathi to Shyam Mahto, Jaykant Mahto, Babita Devi and Sulekha Devi until they fell unconscious and also tore the blouses of both daughter-in-laws. Thereafter, Buddhi Lal Mahto pulled and stripped off her saree and tore her blouse. All of them together threatened informant and her family for dire consequences. Thereafter, villagers called 112 and 112 personnel informed the University Police	

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28-04-2026 Contd.P/2	Station and then took her and all her family members to the Sadar Hospital wherefrom they went to Mayaganj Hospital for further treatment. The Learned counsel for the petitioners submitted that the petitioners are innocent and they have committed no offence as alleged in the FIR. He further submitted that except U/s 76, 118(1), 109 of BNS rest all sections are bailable in nature. He further submitted that petitioner no. 1 had earlier lodged a case against the informant and her family members i.e. University P.S-132/2025 and informant has lodged the present case against the petitioners just to save herself and her family members from the above mentioned case. He further submitted that there is delay of 15 days in lodging of FIR without any cogent explanation which creates doubt regarding the genuineness of whole prosecution story. The learned Additional Public Prosecutor for the state vehemently opposed the prayer for bail. Heard both sides, perused the case diary and the case record. Petitioners are named in FIR. Informant in her re-statement at para 5 of the case diary has reiterated her earlier version. At para 6 and 11 of case diary, the statements of injured and at para 7 and 8 of the case diary, the statements of other witnesses has been mentioned who have fully supported the prosecution case. Injury report of Sulekha Devi reveals swelling over scalp on parieto-occipital region of size 3cm x 4 cm, NCCT Brain and skull shows no significant abnormality in the present scan, cause of injury is blunt force trauma and doctor opined nature of injury is simple. Injury report of Vinay Kumar Singh reveals lacerated wound over right parietal region near midline of size 6cm x 0.5 cm x scalp deep, swelling left knee 3 cm x 4 cm, CT Brain shows no significant abnormality in the brain parenchyma, X-ray left knee shows fracture of left patella, cause of injury is blunt force trauma and doctor opined nature of injury no. 1 is simple and injury no. 2 is grievous in nature. Investigation is still going on. Keeping in view the aforesaid mentioned facts and circumstances and nature of injury is grievous, this court is of the opinion that petitioners do not deserve for anticipatory bail. Accordingly, their prayer for anticipatory bail is hereby Rejected. SD/- District & Additional Sessions Judge I Bhagalpur.	
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