

IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR

Bail Petition No. 346/2026

(Arising out of **Kahalgaon P.S. Case No. 86/2026**)

Salita Devi @ Sarita Devi Vs State of Bihar

Salita Devi @ Sarita Devi, aged about 41 years, W/o Lt. Kulhari Rishidev @ Late Ajay Musahar.....**Petitioner**

Vs

The State of Bihar**Opposite Party**

Appearance:

For the Petitioner: Mr. Nawal Kumar Gupta, Learned Advocate.

For the State: Mr. Kashi Nath Mishra , Learned A.P.P.

Date of Order	Order with Signature of the Court
1	2
02.05.2026	A regular bail petition has been filed on behalf of the above named accused-petitioner Salita Devi @ Sarita Devi, who is in judicial custody since 23.03.2026 in connection with Kahalgaon P.S. Case No. 86/2026 for the offences punishable u/Ss 126(2), 115(2), 109, 118(1), 351(2), 303(2), 352, 3(5) of the BNS. Pending before the learned Court of C.J.M. Bhagalpur. The Prosecution story, in short, is that accused Karan Rishidev had taken away informant's younger brother Adhik Rishidev to Bangalore three months ago where he used to beat Adhik Rishidev. It is alleged that on the evening of 01-03-2026 when informant's father reasoned with accused petitioner Salita Devi, a hot discussion took place between them in course of which altogether eight named accused persons including the petitioner herein abused and assaulted informant's father. When informant and his brother intervened, they too were assaulted by means of knife and garasi and when informant's mother Bholia Devi intervened, she too was assaulted. While retreating, accused Ramay Rishidev snatched a silver chain. Learned counsel for the petitioner, apart from taking the pleas of innocence and false implication, submitted that petitioner is a widow and informant's father was keeping malicious intention towards her. He further submitted that specific allegation of committing assault is levelled against other accused persons and not against this petitioner and prays to enlarge her on bail on the ground of period of custody, clean criminal antecedent and nature of injury. On the other hand, learned Additional Public Prosecutor for the State opposed the prayer for regular bail of the petitioner. Heard both sides and perused the record from which it transpires that accused petitioner and others are named in the F.I.R. and carry allegation of brutally assaulting the informant and his brother Shyamdev Rishidev as well as informant's mother Bholia Devi. However, there is no injury report in respect of Bholia Devi. The injury report of informant Jabbo Rishidev would reveal that doctor has found altogether three cut injuries of different sizes at L4- L5 level, left lumber region

IN THE COURT OF SRI DEEPAK KUMAR-I, ADDITIONAL SESSIONS JUDGE- II, BHAGALPUR.
Bail Petition No. 346/2026

Contd..../P-2 02.05.2026	and lower back as well as one lacerated wound over right temporal region which have been opined as simple in nature caused by sharp object as well as hard and blunt substance. Further, the injury report of informant's brother Shyamdev Rishidev would reveal that doctor has found two cut injuries of different sizes on his right shoulder and chin but both these injuries have been opined as simple in nature caused by sharp object. Though the injury reports suggest repeated assault committed on the persons of informant and his brother but all these injuries are attributed to Ranjeet Rishidev, Subodh Rishidev, Amarjeet Rishidev and Bablu Kumar who are not petitioners herein. Accused-petitioner happens to be a widow and the allegation against her is not specific rather general and omnibus in nature. Moreover, petitioner has herself surrendered in the learned court below and is in custody since 23.03.2026 without any criminal antecedent. Therefore, taking into account the the nature of injuries, period of custody, absence of criminal antecedent and petitioner being a female, this court is inclined to enlarge this petitioner on bail. Hence, the prayer for regular bail of accused petitioner Salita Devi @ Sarita Devi is hereby allowed. Petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Trial Court with conditions: (1) One of the sureties shall be close relative of the petitioner. (2) Petitioner will remain physically present on each and every date before the learned Trial Court till framing of the charge. Sd/- (Prabhat Krishna) (I/C) Additional Sessions Judge II Bhagalpur.