

**IN THE COURT OF SHRI SURESH KUMAR SRIVASTAVA DISTRICT & ADDITIONAL
SESSIONS JUDGE-III, BHAGALPUR.**

Anticipatory Bail Application No. 737/2026
(Arising out of Tatarpur, University P.S. Case No. 45/2021)
U/s 419, 420 IPC and 10 of Bihar Examination Act, 1981.

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Sugandha Kumari, Age- 27 years, D/o Tarkeshwar Singh, W/o Neeraj Kumar, R/o Village- Kaluchak Kalindinagar, P.S. Gopalpur, District- Bhagalpur.....**Petitioner.**

Versus

The State of Bihar.....Respondent.

Appearance:

For the Petitioner: Mr. Pranay Kumar, Ld. Advocate.
For the State: Mr. D.N.Sahai, Ld. A.P.P.

ORDER

Sl No.	Date of Order or Proceeding	Order with Signature of the Court	Office action taken with Date
1	2	3	4
	04.05.2026	1. This application for anticipatory bail u/s 482 B.N.S.S. filed on behalf of the above named petitioner, who apprehends her arrest in connection with Tatarpur, University P.S. Case No. 45/2021 for the offence punishable u/s 419, 420 IPC and 10 of Bihar Examination Act, 1981. 2. Petitioner has given certificate in para 2 of the bail application that earlier no application for regular or anticipatory bail has been filed either before the Sessions Court, Bhagalpur or before the Hon'ble High Court, Patna. Petitioner has also stated in para 3 of the bail petition that she has no criminal antecedent. 3. Heard, the learned counsel for the petitioner as well as learned A.P.P. for the State. 4. The case against the petitioner is that the petitioner she was not appeared in the examination conducted at T.N.B. College, Bhagalpur on 23.02.2021. There is further allegation that one Shivam Kumar was found appearing in place of student Sugandha Kumari in the aforesaid examination which was being conducted at T.N.B. College, Bhagalpur on 23.02.2021. Shivam Kumar was apprehended while he was appearing in the examination by the informant who is Principal cum Center Superintendent, T.N.B. College, Bhagalpur. 5. Ld. counsel for the petitioner argued that the petitioner is innocent and she has not committed any offence and she has been falsely implicated in this case. It was further argued that entire allegation alleged in the FIR is false and concocted. It was further argued that the real fact is that one day before the examination,	

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04.05.2026 Contd.,P/2	petitioner had solemnized her marriage and she had gone to her matrimonial house with her husband and on the next day she reached at her examination center and called her brother Shivam Kumar to bring her Admit card from her Maiyka. Shivam Kumar had gone to examination center and searched Sugandha Kumar, who did not trace out, thereafter petitioner appeared in the examination hall to hand over the Admit card to Sugandha Kumari, but the investigator after seeing the admit card in the hand of Shivam Kumar raised suspicion that he is attempting for examination in place of petitioner Sugandha Kumari. It was further argued that petitioner has been given privilege u/s 41(1) Cr.P.C. by the I.O. during investigation, hence, petitioner deserves anticipatory bail. 6. On the other hand, the Ld. A.P.P. has opposed the prayer for anticipatory bail. 7. From perusal of case record, it appears that petitioner has not been arrested and has given privilege u/s 41(1) Cr.P.C. by the I.O. during investigation. The petitioner is stated to be sister of co-accused Shivam Kumar who had already been enlarged on bail. Cognizance is taken against the petitioner and summons has been issued to the petitioner. Petitioner has fairly mentioned in para 3 of the bail petition that she does not have any criminal antecedent. The petitioner is further ready to abide by all the terms and conditions as may be imposed for grant of anticipatory bail. 8. Considering the aforesaid facts and circumstances of the case, I am inclined to release the petitioner on anticipatory bail. Accordingly, the anticipatory bail application of the petitioner is hereby allowed. It is ordered that in the event of arrest or surrender before the learned court within four weeks of the date of the receipt of the copy of this order, petitioner is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of the learned court and subject to condition as laid down under Sub-Clause (2) of Section 438 of the Criminal Procedure of Code subject to following conditions: (1) That the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him	
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	04.05.2026 Contd.,P/3	from disclosing such fact to the court or tamper with the evidence. (2) That the petitioner shall co-operate in investigation and in the disposal of the case and shall appear on the dates of hearing. In case of non-appearance on two consecutive dates of hearing the anticipatory bail of the petitioner shall be liable to be cancelled. 9. Any observation made herein above is not an opinion on the merits and the same is only for the purpose of instant bail petition. Sd/- District & Additional Sessions Judge III Bhagalpur.	
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