

COURT OF DISTRICT & SESSIONS JUDGE, BHOJPUR, ARA

A.B.P. No. 602 of 2026

(Arising out of Agiaon Bazar P.S FIR No. 64 of 2025)

Nitu Devi & Others

Petitioners

Versus

State of Bihar

Opp. Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
08.04.2026	<p>1. This anticipatory bail petition has been filed on behalf of petitioners namely, 1. Nitu Devi and 2. Renu Devi @ Renu Kumari, who are apprehending their arrest in connection with Agiaon Bazar P.S. case No. 64/2025 u/ss. 80(2) , 3(5) of BNS.</p> <p>2. Heard Shri Arvind Kumar Singh, Learned Counsel for petitioners as well as Sri. Rana Pratap Singh, learned P.P. for the State.</p> <p>3. It is case of the prosecution that marriage of deceased Rekha Devi was solemnized with Sunil Kumar about 7 years ago and they blessed with 4 kids and after sometime husband of the deceased Sunil Kumar started ignoring and not taking care of her kids and on 05.05.2025 accused persons in pre-planned manner throttled Rekha Devi to death, hence, this FIR was lodged.</p> <p>4. Learned counsel for petitioners submitted that the petitioners never applied for Regular or Anticipatory bail either before this Court or before Hon'ble High Court, Patna prior to this</p>	

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A.B.P. No. 602 of 2026

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**Cont.
08.04.2026**

petition. Ld. Counsel for petitioners submitted that married of deceased Rekha Devi and husband/co-accused Sunil Kumar took place on 17.05.2013, out of wedlock Rekha Devi and Sunil Kumar were blessed with four kids namely Rishu Kumari aged about 10 years, Rishuka Kumari aged about 8 years, Ridhika Kumari aged about 5 years and Sujit Kumar aged about 2 years. Ld. Counsel for the petitioners also drawn the attention of this court that as per postmortem report no external injury was found viscera was preserved, hence, this case has been lodged merely on the basis of suspicion, hence, anticipatory bail petition of the petitioners may be allowed.

5. On the contrary, Learned P.P. vehemently opposed the bail petition of petitioners and submitted that considering unnatural death took place inside matrimonial home, custodial interrogation of petitioners are required, hence, anticipatory bail petition of petitioners at this stage is devoid of merit and same should be dismissed.

6. I have heard rival submissions of both sides and perused the record. It is matter of record that marriage of deceased Rekha Devi was solemnized with Sunil Kumar on

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17.05.2013 and they are blessed with four kids out of that marriage and name of children is namely Rishu Kumari aged about 10 years, Rishuka Kumari aged about 8 years, Ridhika Kumari aged about 5 years and Sujit Kumar aged about 2 years respectively. Petitioners herein are married 'Nanad' aged about 28 years and 30 years and they are well settled in their matrimonial home, merely general and omnibus allegations made against these petitioners, since, this occurrence took place after more than 12 years of marriage, hence, presumption under Section 113(A) of Evidence Act cannot be raised against the petitioners. In addition to that no external injury was found viscera was preserved.

7. Considering the facts and circumstances that petitioners are women of clean antecedent. Petitioners undertake to comply with any condition imposed by this Court, hence, anticipatory bail petition of the petitioners namely **1. Nitu Devi** and **2. Renu Devi @ Renu Kumari**, is **allowed** and it is ordered that in the event of arrest/surrender they will be enlarged on anticipatory bail on furnishing bail-bonds of Rs.10,000/-(Ten thousand) each with two sureties of the like amount each to the satisfaction of the learned court below within

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<p>Cont. 08.04.2026</p>	<p>four weeks of this order subject to the conditions as laid down u/s 482(2) BNSS. Subject to the condition that the petitioners shall make themselves available for interrogation by a police officer as and when required and the petitioners 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 them from disclosing such facts to the Court or to any police officer. Any observation made herein will be inconsequential for further proceeding.</p> <p>(Dictated & corrected by me)</p> <p>Sd/-</p> <p>(Purushottam Mishra) Sessions Judge. 08.04.2026</p>	