

Court of District and Addl. Sessions Judge, Biraul(Darbhanga)

Present:- Sri Shiv Kumar,

Dist.&Addl. Sess. Judge, Biraul.

ABP No. 177/2026(Yogiya Devi vs. State of Bihar)

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In the Court of District and Addl. Sessions Judge, Biraul, Darbhanga

ABP No. 177 of 2026

In the matter of :-

1. Yogiya Devi, Wife of Bhaglu Mukhiya

.....Petitioners.

Vs.

2. The State of Bihar

.....Opposite Party.

For the petitioner:- Sri Ajay Kumar Jha, Ld. Advocate.

For the O.P.(State):- Sri Bachha Rai, Ld. APP.

Order

03.06.2026 The present anticipatory bail petition has been filed on behalf of abovenamed petitioner who is apprehending her arrest in connection with Ghanshyapur PS case No. 118 of 2025 for the offences u/s 80, 3(5) of BNS, which is pending in the court of Sri Rakesh Kumar Deepak JMFC, Biraul, Darbhanga.

Heard Sri Ajay Kumar Jha the Ld. Counsel for the petitioner and Sri Bachcha Rai Ld. Counsel for State.

The present case has been lodged on the basis of application of informant namely Gundev Mukhiya. The case of the prosecution in brief is that the informant had solemnized marriage of his daughter namely Kartik Kumari with one Anil Mukhiya four years ago. After three-four months of marriage accused persons as named in the FIR including petitioner started demanding dowry from the daughter of informant and upon non fulfillment of the same they use to beat and torture her as a result they have murdered informant's daughter.

Ld. Counsel for the petitioner submits that the petitioner is quite innocent and he has not committed any offence. The petitioner has falsely been implicated in his false case. The petitioner is mother in law of deceased. He submits that deceased was mentally ill. The present case has been lodged after a delay of 2 days. The

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petitioner is ready to abide by all the conditions as imposed by the court. Therefore the present petition may be allowed.

On the other hand, Ld. Addl. P.P appearing on behalf of the State opposed the prayer for bail.

Upon considering the rival submissions and on perusal of the materials available on record this court finds para 3 of the case diary mentions inquest report of deceased Kartik Kumari. This para also mentions report of Forensic science Laboratory Muzaffarpur, Bihar. As per this report type of crime has been mentioned as “suspected hanging”. Para 4 of the case diary mentions statement of informant who again supported the case and stated about the involvement of petitioner in the incident Para 5, 13, 14 of the case diary mentions statement of witnesses who too have supported the case. Para 31 of the case diary mentions post mortem report of deceased. The investigation in this case is still going on and iota of evidence is yet to come. Therefore considering the discussions made above, nature of allegation leveled against the petitioner, seriousness and gravity of the offence and the fact that the deceased had been died within seven years of her marriage in suspicious circumstances at her matrimonial home as well as other facts and circumstances of the case this Court does not feel inclined to grant anticipatory bail to the petitioner. Accordingly the prayer for anticipatory bail of the above-named petitioner is hereby **rejected.**

(Dictated)

(Shiv Kumar)

Addl. Sessions Judge, Biraul

03.06.2026