

IN THE COURT OF SESSIONS JUDGE, GAYAJI

A.B.P. No. 1662/2026

Usha Devi Vs. The State of Bihar

Neemchak Bathani P.S. Case No. 234/2025

13.05.2026

Present :

For the petitioner---: Sri Rajeev Kumar Singh, Ld. Advocate

For the State-----: Sri S. B. Ojha, Ld. P.P.

The present petition for anticipatory bail has been filed on behalf of the petitioner Usha Devi apprehending his arrest in connection with Neemchak Bathani P.S. Case No. 234/2025 registered for the offences punishable under sections 191(2), 191(3), 190, 123(2), 352, 351(2), 351(3), 103 of the BNS and 27 of the Arms Act.

The prosecution story as per the written report submitted by the informant is that on 17.12.2025 at about 06:30p.m. when the husband of the informant had gone to Rajendra Nagar for the purpose of paying labour charges, the accused-petitioner, accompanied by his associates, had laid an ambush, being armed with iron crowbar, rod and pistol. It has further been alleged that they assaulted the informant's husband, causing injuries. In the course of assault, one Mithilesh Rajwanshi fired a shot from his pistol at the informant's husband, hitting him on the left side of the chest, as a result of which he fell down. thereafter, one Mahesh Rajwanshi struck him with an iron crowbar and mounted upon him due to which the informant's husband died at

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the spot. It is further alleged that when the informant reached the place of occurrence, the accused-petitioner along with his associates, all armed with iron rod started leaving while issuing threats.

Ld. counsel appearing for the petitioner submits that the petitioner is innocent and has falsely been implicated in this case. He further submits that the petitioner has been dragged into this case because she is the wife of said Mithilesh Rajwansi. He further contended that both the parties are members of the same broader family and the petitioner carries no criminal antecedents.

Ld. P.P. vehemently opposed the prayer for bail submitting that the petitioner is specifically named in the FIR and that, the informant herself witnessed him armed with an iron rod at the spot. He further contended the incident has resulted in the death of the informant's husband, hence, the prayer for anticipatory bail of this petitioner should not be entertained.

Having considered the submissions and perused the case diary, it appears that the petitioner is specifically named in the FIR and is alleged to have been seen armed with an iron rod at the place of occurrence. Para -5 of the case diary also corroborate the allegations. Furthermore, the incident has led to the death of the informant's husband.

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In view of the gravity of the offence, the direct role attributed to the petitioner, this Court is not inclined to entertain the prayer for anticipatory bail of this petitioner.

Accordingly, this anticipatory bail application stands **dismissed.**

(Dictated and corrected)

**Sd/-
(P. K. Malik)
Sessions Judge, Gayaji
13.05.2026**

Date of Order	13.05.2026
Date of reserving Order	N/A
Uploading Date	23.05.2026
Uploaded by	Steno (Vikash Kumar)