

IN THE COURT OF AMIT KUMAR, ADDL. SESSIONS JUDGE V, JAMUI

----- (A.B.A. No. 611/2026) -----

Arising out of Lachhuar P.S. Case No. 70/ 2025, District-Jamui

Asha Devi & Anr. Vs. State of Bihar

For Petitioner : Ld. Counsel Sri Ravindra Kumar Singh.

For The State : Ld. Addl.P.P. Sri Sanjeev Kumar Singh.

Date of order : 25.05.2026

1. The present anticipatory bail application has been filed on behalf of the accused petitioners namely **1. Asha Devi**, W/o Guddu Yadav, aged about 37 years and **2. Guddu Yadav**, S/o Sahdeo Yadav, aged about 60 years, R/o Vill- Bhullo, P.S.-Lachhuar, District- Jamui who are apprehending their arrest in connection with Lachhuar P.S. Case No. 70/2025 registered under sections 126(2), 115(2), 110, 352, 351(2) and 3(5) of the B.N.S.

2. The case of the prosecution in brief is that on dated 21.06.2025 at about 07:00 am, when the informant namely Usha Devi together with her family members was there at her house, accused persons namely Suresh Yadav, Guddu Yadav, Dhananjay Yadav, Ranjay Kumar, Sharda Devi, Nitish Kumar, Mithlesh Kumar and Asha Devi having armed with Lathi and iron rod came at her house and started abusing and assaulting due to which the rear side of her head sustained injury and she fell down on the ground. When her son Rahul Kumar came to rescue her, accused Suresh Yadav and Guddu Yadav assaulted on his head due to which he sustained head injury. Thereafter, the injured were admitted to hospital. It was also added by the informant that two days ago from the alleged occurrence, the accused persons committed mar-pit with her and accused Dhananjay Yadav had snatched away her ear-ring. On the basis of above, FIR was lodged against the accused persons.

3. Learned counsel for petitioners submits that petitioners are quite innocent and have committed no offence and have falsely been implicated in this case. No other bail petition is pending against the petitioners either before this court or Hon'ble High Court, Patna. The petitioners have no criminal antecedent. The informant is own sister-in-law of the petitioner no.2 and gotni of petitioner no.1. All the alleged sections are bailable except section 110 of the B.N.S. which is not made out against the petitioner. Hence, it has been prayed to enlarge the petitioners on anticipatory bail.

4. On the other hand, learned Addl. P.P. has vehemently opposed the prayer for anticipatory bail.

5. Heard both the parties in detail and perused the record.

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6. The FIR has been registered for the offence punishable under sections 126(2), 115(2), 110, 352, 351(2) and 3(5) of the B.N.S. The re-statement of the informant has been recorded vide para no. 3 and statement of witnesses has been recorded vide para no. 4, 5, 8 and 9 of the case diary. Injury report of injured is also mentioned at para no. 19 of the case diary.
7. Perusal of the record reflects that though the petitioners are named in the FIR and alleged to have assaulted the informant and her son, however, injury of both the injured has been opined as simple in nature. The petitioners have clean criminal antecedent. The alleged section is punishable up to the imprisonment of seven years. From further perusal of record reflects that the petitioners have been extended benefit of section 35(3) of the B.N.S.
8. Considering the aforesaid facts and circumstances of the case, and nature of general allegations coupled with quantum of punishment, the anticipatory bail application of accused petitioners namely **Asha Devi and Guddu Yadav, is hereby allowed.** Accordingly, it is ordered that at the event of arrest or surrender of the above-named petitioners before the court below within a period of four weeks from the date of this order shall be released on bail on furnishing bail bond of Rs. 10,000/- with two sureties of like amount each to the satisfaction of learned court below with the conditions as laid down U/s. 482(2) of B.N.S.S.
9. O/C is directed to send back lower court record along with a copy of this order to the concerned court for needful.

Dictated

Sd/-

Addl. Sessions Judge - V, Jamui

Copy forwarded to the court concerned

Addl. Sessions Judge - V, Jamui