

In the Court of Additional Sessions Judge-III, Darbhanga.
(Present: Sri Bhupendra Singh, Additional Sessions Judge-III, Darbhanga)
BP No. 373/2026

(Arising out of Hayaghat P.S Case No.-57/2026, U/s- 115(2), 126(3), 74, 329(3), 329(4), 109, 352, 351(2), 3(5) BNS).

In the matter of :-

Puja Kumari @ Puja Devi, W/o- Dharmendra Jha, aged about 35 years,
Resident of Village- Pauram, P.S.- Hayaghat, District- Darbhanga.

----- **Petitioner**

Versus.

The State of Bihar

----- **Opposite Party**

Learned counsel for the petitioner : Sri Anil Kumar Jha, Advocate.

Learned counsel for Opp.Party : Sri Amrendra Narayan Jha, Ld. P.P.

Date of order:- 11.05.2026

ORDER

The petitioner is in judicial custody since 07.04.2026 and praying for regular bail in connection with Hayaghat P.S Case No.-57/2026, under Sections 115(2), 126(3), 74, 329(3), 329(4), 109, 352, 351(2), 3(5) BNS.

It is submitted by the counsel for the petitioner that the petitioner is innocent and has committed no offence and has been falsely implicated in this case. It is further submitted that no bail application in any form either anticipatory or regular has ever been preferred by the petitioner either before this Hon'ble High Court of Judicature at Patna prior to this nor any such petition is pending anywhere. It is further submitted that the petitioner has clean antecedents. The petitioner is in judicial custody since 07.04.2026, hence, prayed for bail.

The Learned Public Prosecutor vehemently opposed the prayer for bail.

As per FIR, on 15.03.2026, when the informant Birendra Jha and his wife Usha Devi were doing Arti in the evening, co-accused Dharmendra Jha and his wife Puja Devi, the petitioner holding swords in their hands attacked the informant and his wife and they both sustained head injury. At the same time, co-accused Rupam Jha and four unknowns also assaulted them by lathi and danda and they both got covered with blood. The informant and his wife were taken to PHC, Hayaghat got from where they were referred to DMCH, Darbhanga. On the basis of written report, the FIR was lodged under Sections 115(2), 126(3), 74, 329(3), 329(4), 109, 352, 351(2), 3(5) BNS.

Perused the case diary. It transpires that the prosecution version finds support from it. There is allegation that the informant and his wife were assaulted by swords but the injury report shows only lacerated wounds and swelling on their persons and thus story of assault by sword does not seems to be reliable. The injury report of Usha Devi shows that she lacerated wounds on parietal and occipital regions and on the basis of NCCT report mild scalp swelling and hematoma over bilateral parietal bone has been reported and no obvious intracranial contusion was found and the injuries has been reported as simple. The petitioner is a lady and no serious injury has been reported on the

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person of the injured Usha Devi. It is submitted and claimed that the petitioner has no criminal antecedents and the learned PP also failed to produce any criminal antecedents of the petitioner inspite of sufficient opportunity provided therefor. The petitioner is in custody since 07.04.2026.

Having considered aforesaid facts and circumstances including the period of custody of the petitioner and her clean antecedents, let the petitioner be **released** on bail on furnishing bail bond of Rs.10,000/- with two sureties of like amount each to the satisfaction of learned ACJM-VI, Darbhanga, subject to the conditions as follows;

1. One of the surety must be resident of native place of the petitioner.
2. The petitioner shall fully cooperate into the investigation/trial of the case failing which his bail bond may be cancelled.
3. If it is revealed at any stage of the case that the petitioner has concealed his criminal antecedents to procure the bail from this Court, his bail bond shall be cancelled.

(Dictated)

Sd/-

Addl. Sessions Judge-III, Darbhanga.
11.05.2026