

IN THE COURT OF DISTRICT & ADDL. SESSIONS JUDGE-III, KATIHAR
ANTICIPATORY BAIL PETITION No. 336/2026
(Arising out of Balrampur P.S. Case No. 21/2026)

Meena Devi & Others ... petitioners

Versus

The State of Bihar ... Opposite Party

Ld. Counsel for the petitioners:- Sri Nageshwar Kr. Sah, Advocate
Ld. Counsel for the State :- Sri Shiv Narayan Singh, APP

Date of hearing/Disposal: 22.04.2026

ORDER

An anticipatory bail petition has been filed on behalf of the accused petitioners namely (1) Meena Devi, W/O Shiv Singh @ Shivrath Singh, (2) Shiv Singh @ Shivrath Singh, S/O Nirodh Nunia and (3) Dara Nunia, S/O Taniklal Nunia, who are apprehending their arrests in connection with Balrampur P.S. Case No. 21/2026 for the offences registered U/S 191(2), 191(3), 190, 127(2), 121(1), 121(2), 132, 221, 262, 263, 352, 351(1), 351(2), 351(3) of the B.N.S. The copy of the same has been duly served to the Ld. Addl. P.P. for the State.

Heard the Ld. counsel for the petitioners and the learned A.P.P. for the State.

The Ld. counsel of the petitioners have submitted that no A.B.P. or B.P. on behalf of the accused petitioners have been filed or moved before this court or before the Hon'ble High Court, Patna. The petitioners are quite innocent and have not committed any offence and they have been falsely implicated in this case. That there is no hand of the petitioners in their directly or indirectly for commission of the alleged offence. That the petitioner no. 1 is daughter, petitioner no. 2 is son-in-law of the said Mahabir Singh. That the alleged sections are not specific against these petitioners. That there is no criminal antecedent against these petitioners. Petitioners are ready to furnish local and solvent bailors to the satisfaction of the court. Accordingly, prayed to grant bail.

On the other hand, the Ld. Addl. P.P. vehemently opposed the prayer of A.B.P. filed on behalf of the above named accused petitioners and submitted that the petitioners have committed the alleged offence under well planned manner. Hence, it is requested to reject the petition of the above named accused petitioners.

The case of the prosecution, in brief, is that on 16.02.2026, during patrol duty, the Balrampur police team reached Pachra village and noticed a man, Mahabir Singh, trying to flee in an intoxicated condition. A strong smell of alcohol as coming from him, so the police detained him for a breath analyser test. While taking him, several

persons including Meena Devi, Shiv Singh, Dara Nunia, Motku Nunia and 8-10 unknown individuals gathered started abusing the police and tried to free the accused. They also assaulted a constable, attempted to tear his uniform and damaged the mobile phone. The breath analyser test confirmed 326 mg/100 ml alcohol in Mahabir Singh's body. Hence, the present case.

Heard rival submission of the Ld. counsel on behalf of the accused petitioners and the Ld. Add.P.P. for the State and perused the case diary. From perusal of the same, it transpires that the instant case Balrampur P.S. Case No. 21/2026 for the offence registered U/S 191(2), 191(3), 190, 127(2), 121(1), 121(2), 132, 221, 262, 263, 352, 351(1), 351(2), 351(3) of the B.N.S. The petitioners are the named accused of the FIR and there is specific allegation against them that they defered and assaulted the police personnel while they were performing their public duty. Though the petitioners have not any criminal antecedent, but investigation of this case is pending.

Hence, considering the aforesaid facts and circumstances and discussions made hereinabove and keeping in mind the seriousness of accusation and gravity of offences, I am not inclined to enlarge the petitioners on anticipatory bail at this stage. Accordingly, prayer for anticipatory bail of the above named accused petitioners stand **rejected**.

(Sd/-)

(Sunil Kumar Singh-III)
D.A.S.J.- III, Katihar
22.04.2026