

Court of District & Additional Sessions Judge I, Jhanjharpur

B.P. No- 277/2026

(Bhairabsthan P.S Case No- 29/2020)

Asha Devi & other Vs. State of Bihar

U/s- 341, 323, 324, 307, 354(B), 379, 448, 504, 506, 34 of the IPC.

Pending before the Court of Miss Fasiha Naaz Fatma, JMFC, Jhanjharpur.

S.N	Date of order	Order with signature	Office notes as to action taken
1	2	3	4
	14.05.2026	1. This regular bail petition has been filed on behalf of accused namely 1. Asha Devi, 2. Sanjeev Sah, who are under custody since 26.04.2026, in connection with Madhepur P.S Case No- 42/2026, U/s- 341, 323, 324, 307, 354(B), 379, 448, 504, 506, 34 of the IPC. 2. Heard Sri Kamlesh Kumar Yadav, Ld. Advocate on behalf of petitioners and Sri Indrakant Prasad, learned APP for the state. 3. Ld. counsel of the petitioner Sri Kamlesh Kumar Yadav has submitted that no other bail petition has earlier been filed either in this Court or before Hon'ble High Court, Patna and petitioners have no criminal antecedent. It is further submitted that petitioners are quite innocent and have not committed any offence and the petitioners have falsely been implicated in this false case due to dirty village party politics and land dispute. It is also submitted that the alleged occurrence did not took place and prosecution story is totally false and fabricated and there is a case and counter case in between the parties and Police has served notice U/s 41(A) of the CrPc to the petitioners but cognizance has been taken against the petitioners on 13.07.2026 in which all sections are bailable except U/s 307, 379 & 354 (B) of the IPC. Lastly, it is submitted that petitioners are under custody since 26.04.2026, Ld. Counsel prayed to enlarge the petitioners on bail. 4. The learned APP Sri Indrakant Prasad opposed the petition and prayed to reject it. 5. The prosecution case in brief is that the informant of this case is Hari	

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Contd... 14.05.2026	Nandan Sah. He has alleged in his fardbyan that on 24.02.2020 at about 12:00 PM, his brother was constructing home, in the meantime Asha Devi started abusing, when informant came and objected, other accused persons came with bhala, farsa, tengari etc. and forcefully took signature of the informant on plain paper and accused Sanjeev Sah assaulted to the informant by means of farsa, resulted informant sustained injury, when other family members came to rescue, accused petitioner also assaulted them, in which some of the persons got injured and Sanjeev Sah also tore the blouse of wife of the informant and molested her. It is further alleged that accused persons took documents and Rs. 20,000/- after breaking the box. Hence, this case. 6. Heard Sri Kamlesh Kumar Yadav Ld. Counsel on behalf of petitioners and Sri Indrakant Prasad Ld. APP present on behalf of state and perused the case record along with LCR including case diary and injury report available. From perusal of the record it appears that petitioners accused are named in FIR, in which petitioner No. 01 is a lady aged about 62 years and another petitioner is the son of the petitioner No. 01 aged about 26 years. As per allegation on the date and time of occurrence, accused petitioners and others have come having Bhala, Farsa, tengari etc. in their hands and forcefully took signature of the informant on plain paper and accused petitioner No. 02 assaulted to the informant by means of farsa, resulted informant sustained injury, when other family members came to rescue, accused petitioner also assaulted them, in which some of the persons got injured and accused petitioner No. 02 also tore the blouse of wife of the informant and molested her. It is further alleged that accused persons took documents and Rs.
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Contd... 14.05.2026	20,000/- after breaking the box. From perusal of the record it also transpires that occurrence took place on 24.02.2020 but this very case has been registered on 11.03.2020 with inordinate delay and no any explanation has given by the informant with regard to such delay and there is land dispute in between the parties. Apart from that from perusal of the injury report, it also transpires that all injuries are found simple in nature, caused by hard blunt substance and petitioners are still under custody since 26.04.2026 having no any criminal antecedent ever before. 7. Therefore, considering the aforesaid facts and discussions made above as well as clean antecedent of the petitioners, I am inclined to enlarge the petitioners, namely, 1. Asha Devi, 2. Sanjeev Sah on bail, on furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each subject to condition as mentioned U/s 483 of the BNSS to the satisfaction of Ld. Court below. Dictated and Corrected Sd/- (Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur. Memo No..... Date..... Copy of order along with LCR be sent to the Court of Miss F.N. Fatma, JMFC, Jhanjharpur for information and needful. (Sushil Kumar Dixit) Addl. Sessions Judge-Ist Jhanjharpur.	
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