

**IN THE COURT OF SESSIONS JUDGE, NALANDA AT
BIHARSHARIF**

A.B.P. No. 1101/2026
Arising out of Harnaut P.S. Case No. 44/2026

Present : Sushant Kumar
Sessions Judge, Nalanda

Kaushalya Devi @ Koshilaya Devi -----Petitioner

Vrs.

The State of Bihar ----- Prosecution/O.P.

For the Petitioner : Sri Rajeev Ranjan, Ld. Advocate.

For the State : Sri Anuj Kumar, Ld. P.P.

20.07.2026

1. Heard learned counsel for the petitioner, Kaushalya Devi @ Koshilaya Devi, who is apprehending her arrest in connection with Harnaut P.S. Case No. 44/2026 registered for the offences punishable u/s 126(2), 115(2), 109(1), 352, 351(2), 351(3) of the B.N.S. And also heard learned P.P. for the State.

2. Prosecution case, in short, is that the informant, Nitika Kumari, submitted her written report alleging therein that from 25.01.2026 at about 8:00 P.M., her sister-in-law (Gotni), i.e., the petitioner was abusing the informant and had intention to kill her child. On the next morning, she tried to drown her four years child in Tub (Naad) on intervention of villagers, she threw her child in Tub and fled away. Her child received injury but no treatment was done. On the previous night, she informed the concerned police station. The police personnel had come and pacified the matter but even then, the petitioner tried to drown her child. She further alleged that her husband is in Bihar Police and she is government teacher.

3. Learned counsel for the petitioner submits that earlier the petitioner has not filed any anticipatory or regular bail petition either before the court of sessions or before the Hon'ble High Court, Patna. The petitioner has no criminal antecedent. Learned counsel further submits that all the sections are bailable except Section 109(1) of the B.N.S., which is not applicable in the present case but in order to make the case serious and put undue pressure on the petitioner, present case has been lodged. Actually there has been some family dispute and in course of that there has been exchange of hot words and quarrel between the both parties, this false case has been lodged by the informant. The

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petitioner is a woman. Hence, the petitioner be granted anticipatory bail.

4. On the other hand, Learned P.P. opposed the prayer for bail.

5. Perused the case record. As per allegation, the petitioner being sister-in-law (Gotni) of the informant, tried to drown four year child of the informant in Tub (Naad). Both parties are agnate. Injury report of child of the informant is not on record as per case diary submitted upto para 50. After giving several opportunities, injury report of the victim has not been produced. From the F.I.R. itself, it appears that treatment of victim was not done till submitting application. The petitioner is a woman. Statement has been made in para 3 of the bail petition that the petitioner has no criminal antecedent.

6. Considering the aforesaid facts and circumstances of the case, this court is inclined to grant anticipatory bail to the petitioner and hence, the same is hereby **allowed**. The petitioner, namely, Kaushalya Devi @ Koshilaya Devi, is directed to be released on anticipatory bail in the event of her arrest/surrender before the learned court in this case within a period of thirty days from today on furnishing bail bonds of **Rs. 10,000/-** with two sureties of the like amount each to the satisfaction of the learned court subject to the conditions as laid down u/s.482(2) of the B.N.S.S.

(Dictated & corrected)

Sd/-
(Sushant Kumar)
Sessions Judge,
Nalanda, Biharsharif.

Date of Order	20.07.2026
Date of Reserving Order	20.07.2026
Uploading Date	21/07/2026
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