

In the court of Additional sessions Judge-II

A.B.P. No – 2178 of 2026.

(Arising out of Phulwari PS Case no – 592 of 2026.)

Lalmati Devi and other	Petitioners.
Vs.	
The State of Bihar	Opposite party

Sr. No.	Date	Order with signature of the Court	Office Action/s taken with Date
11.06.26		An anticipatory bail petition filed on behalf of accused 1. Lalmati Devi, aged about 50 years, W/o Yogeshear Rai 2. Rubi Devi, aged about 33 years, W/o Vinod Rai 3. Sahil Kumar, aged about 18 years, S/o Umesh Rai 4. Pintu Kumar, aged about 20 years, S/o Vinod Rai all resided of Mohalla-Ranipur, PS- Phulwari Sharif, Dist. Patna in connection with Phulwari Sharif P.S. case no – 592 of 2026 for the offence U/S 126(2), 115(2), 109, 352, 351(2), 351(3), 3(5) BNSS. Heard the learned counsel for the petitioners as well as the learned Addl. P.P. for the state and perused the case-diary. The prosecution case as per written application submitted by the informant namely Arun Kumar before the S.H.O. Phulwari Shrif P.S., in brief, is that on the alleged date of occurrence at about 8.00 a.m. all the accused persons named in the F.I.R. including the petitioners came and assaulted the informant as well as Satish Kumar, Arman Kumar and Geeta Devi with Lathi, danda and iron rod as a result of which they all sustained head injuries. They took away gold ear-ring of the mother of the informant and assaulted her with sword with intention to kill her who was admitted in Patna AIIMS in serious condition. The accused persons always used to assault and give threatening to kill them. Learned counsel appearing on behalf of the petitioners has submitted that the petitioners have been dragged in this case due to ulterior motive of the informant. Nothing incriminating article has been recovered from possession of the petitioners. Both parties are own Gotia and land dispute is going on between both the parties. There is case and counter case between both the parties. In this case all sections are bailable except section 109, 303(2) BNS which are not attracted against the petitioners under the facts and circumstances of the case. Injuries caused on the person of the injured persons are more or less simple in nature caused by hard and blunt object. The co-accused Yogeshwar Rai and Bhola Rai has already been granted a regular bail in BP No.1268/2026 on 01.06.2026 on the basis of compromise. The petitioners have got no criminal antecedent. Hence the petitioners deserve to be released on bail. On the other hand learned Addl. P.P. opposed the prayer for bail of the petitioners	

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contending that investigation against the petitioners is still continuing.

Cont....
11.06.26

Heard both sides, perused the record, case-diary and other materials available on the record. From perusal of the same, it transpires that there is no specific allegation of any overt act against the petitioners, rather allegation is general and omnibus in nature. There is case and counter case between both the parties. The injuries sustained on the person of the injured persons are simple in nature caused by hard and blunt object. It is also the fact that co-accused persons namely Yogeshwar Rai and Bhola Rai have already been granted bail vide B.P. No.1268/2026 dated 01.06.2026. The petitioners have got no criminal antecedent vide Para-25 of the case-diary.

Having considered the above facts and circumstances as well as the material available in the case diary and also seeing the nature of allegations as well as in the view of the argument advanced by the learned counsel for petitioner I am inclined to enlarge the petitioner on anticipatory bail. In event of arrest or surrender of the petitioners within six weeks from the date of receipt the copy of order, let the petitioners as above noted be enlarged on bail on furnishing bail bond of Rs. 10,000/ with two sureties like amount each to the satisfaction of learned A.C.J.M.- IV, Patna under subject to the condition as laid down under section 482(2) of B.N.S.S. 2023.

Dictated,

Sd/-

Addl. Sessions Judge-II, Patna.

11.06.2026.

Date of Judgment/Order	11-06-2026
Date of Reserving Judgment/Order	11-06-2026
Uploading Date	11-06-2026
Uploaded by	Niranjan Kumar Ojha

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