

**IN THE COURT OF DISTRICT AND ADDITIONAL SESSIONS JUDGE-I, PURNEA**

**Anticipatory Bail Petition No. 289/2026**

**U/s 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023**

**(Arising out of Tikapatti P.S. Case No. 184/2025)**

**IN THE MATTER OF:-**

1. Gunjan Devi, aged about 50 years, W/o Jai Prakash Sharma and  
2. Jai Prakash Sharma, aged about 60 years, S/o Late Mahendra Sharma  
Both are R/o village- Chharrapatti Nagrahwasa, P.S.- Tikapatti & District- Purnea.....Accused Petitioner  
Vs.  
State of Bihar ..... Opposite Party

**17.03.2026**

The bail application has been filed on behalf of the accused petitioners namely Gunjan Devi and Jai Prakash Sharma and it has been sought for grant of anticipatory bail in connection with Tikapatti P.S. Case No. 184/2025 disclosing offences punishable u/s 115(2), 66, 87, 78, 352 of BNS, 2023.

2. The LCR along with the case diary is available with the bail case record. The petitioners in para 2 of the bail application have given a certificate with respect to non-filing of any earlier bail application before this court or before Hon'ble High Court, Patna.
3. Heard the learned counsel Sri Niranjan Kumar appearing on behalf of the petitioners and the **victim** through Sri Rahul Raja, the learned APP appearing on behalf of the opposite party.
4. The learned counsel appearing on behalf of the petitioners submits that the petitioners are parents of main culprit Ankush Kumar and they are innocent and they have committed no offence and in the statement of the victim, nothing has been stated about their implication in the alleged offence and the petitioners have got clean past but the petitioners apprehend their arrest at the hands of the police. On these grounds, it has been prayed for grant of the anticipatory bail to the petitioners.

On the other hand, learned A.P.P. opposes the prayer of bail.

5. The prosecution case, in short, is that the victim XXX has got an FIR lodged on the basis of the complaint case no. 2426/2025 alleging therein that the co-accused Ankush Kumar has committed rape upon her on many occasions by making false promise of marriage and thereafter, she informed the matter to her parents and then a panchyati was held and in the panchyati, it was resolved to solemnize marriage in between them but the parents of the petitioner denied for marriage and also threatened her family members and hence the FIR.
6. Perused the bail application along with the case diary (para 1-50) which appears that the investigation is going on and the petitioners have got clean past and they are the parents of the main accused Ankush Kumar. It has been submitted during the

course of hearing that these petitioners apprehend their arrest at the hands of the police but in the statement of the victim recorded u/s. 180 of BNSS, 2023 and u/s. 183 of BNSS, 2023, there appears nothing with respect to their involvement in the alleged offence of the rape and in para 31 of the case diary, the investigating authority has found that the case seems to be true against the petitioners Gunjan Devi and Jay Prakash Sharma only for offences punishable u/s. 115(2), 126(2), 352, 351/3(5) of BNS, 2023 which are bailable in nature and in such, the pre-arrest bail is not maintainable and accordingly, the prayer of pre-arrest bail made on behalf of the accused petitioners Gunjan Devi and Jai Prakash Sharma stands **rejected**.

Dictated

sd/-

(Narendra Kumar)

Addl. Sess. Judge-I

**Memo No. .... Dated 18.03.2026**

Copy of order with LCR is forwarded to the court of Miss Pallavi, learned J.M. 1<sup>st</sup> Class, Purnea in connection with Tikapatti P.S. Case No. 184/2025 for information and needful.

(Narendra Kumar)

Addl. Sess. Judge-I

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