

**THE COURT OF PRINCIPAL DISTRICT AND SESSIONS JUDGE, PURNEA**  
**Bail Petition No. 193/2026 (CIS No. 193/2026)**  
**(Arising out of Muffasil P.S. Case No. 24/2026)**

**IN THE MATTER OF:-**

1. Most. Munjiya Devi, age 45 years, W/o Late Jitan Mahto,
2. Sonu Kumar, age 21 years, S/o Late Jitan Mahto,  
Both resident of Village- Rampur Naya Tola, P.S. Muffasil,  
District- Purnea ..... Petitioners.

Versus

State of Bihar ..... Opposite Party

Date of order or proceeding	Order with signature of the court	Office action taken with date
07.03.2026	<p>1. This bail petition filed on 19.02.2026, on behalf of the petitioners, namely, (1) Most. Munjiya Devi and (2) Sonu Kumar, who are in judicial custody since 01.02.2026, in connection with Muffasil P.S. Case no.- 24/2026 registered for the offence u/s. 103(1), 352, 115(2), 126(2), 125(1), 3(5) of BNS is put up for hearing.</p> <p>2. Heard Sri Sushil Kumar, the learned counsel for the petitioners and Sri A.K.Tiwary, the learned P.P. appearing for the State.</p> <p>3. The prosecution case, in brief, is that informant's father had two brothers. His younger uncle's name is late Jitan Mahato whose wife and son live next door to his house. His aunt, Most. Munjiya Devi, and his cousin, Sonu Kumar, under the influence of another person, constantly fight with him and his father. On 29.01.2026, at approximately 8 P.M., the fence in Munjiya Devi's courtyard suddenly caught fire. Everyone together extinguished the fire. Meanwhile, his aunt and cousin brother Sonu Kumar started fighting with him, thinking that he set on fire. Meanwhile, Most. Mujiya Devi, Sonu Kumar, Gujiya Devi and Shrilal Mahto started assaulting the informant. When informant's father, Dhiraj Mahto came to save the informant, accused persons started assaulting him. Suddenly, Sonu Kumar hit his father, Dhiraj Mahto, with a stone in his left ear, caused bleeding. He fell on the ground after getting injured. After the incident, informant got his father medicine from the village doctor in</p>	

Contd. 07.03.2026	<p>the night. In the morning at around 06:00 A.M. on 30.01.2026, he was taken to Dr. Amit Kumar's clinic in Line Bazaar Purnea for treatment. On 31.01.2026, he was referred to GMCH Purnea where at around 6:20 A.M., he was examined by a doctor and declared dead.</p> <p>4. The learned counsel for the petitioners has submitted that the petitioners are innocent and they have been falsely implicated in this case on the basis of suspicion. There is a dispute between the parties regarding land. He has further submitted that the petitioners were also injured by the informant and his father due to which Muffasil P.S. Case No. 23/2026 has been registered against them. He has further submitted that informant's father received injury due to an accident by not done intentionally. There is no criminal history against the petitioners. They have been detaining in judicial custody since 01.02.2026. So, prayed for bail.</p> <p>On the other hand, learned P.P. has strongly opposed the prayer of bail of the petitioners.</p> <p>5. I have heard the rival submission of both parties and perused the case record and case diary. From perusal of the same it appears that the petitioners are named in the F.I.R. and there is a direct allegation against them that the informant and his father Dheeraj Mahto were brutally assaulted by them on the date of the incident due to their previous dispute over land. Petitioners' courtyard fence caught fire, and the petitioners thought that the informant had set the fire, leading to a fight between the two sides. During the fight, petitioner no. 2, Sonu Kumar hit informant's father Dheeraj Mahto's left ear with a stone, due to which his head got swollen and he died during treatment. All the witnesses have supported the fact that Sonu Kumar (petitioner no. 2) injured informant's father by hitting him with a stone. In postmortem report, cause of death is head injury and its complications resulting from hard and blunt force impact. Investigation is going on.</p> <p>6. Considering that during the incident of assault, informant's father was severely injured by the petitioner no. 2, Sonu Kumar by hitting him on the left ear with a stone and he died during treatment and</p>	
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Contd. 07.03.2026	<p>sufficient details of which are available in the case diary, I am not inclined to enlarge petitioner no. 2, Sonu Kumar on bail. Accordingly, the prayer for bail of petitioner no. 2, Sonu Kumar is, hereby, <b>rejected</b>.</p> <p>But, there is no specific allegation against petitioner no. 1 Most. Munjiya Devi of assaulting the informant or any member of his family rather it is omnibus and general in nature. She is a lady who was a part of the crowd at the free fight incident. Apart from this case, no other case is registered against her as mentioned in para 24 of the case dairy. She is in judicial custody since 01.02.2026. So, prayer for bail of petitioner no. 1, Most. Munjiya Devi is <b>allowed</b> on furnishing bail bond of Rs.10,000/- with two sureties of like amount each subject to the conditions that :- (1) one of the bailors should be a close relative of the petitioner, (2) the petitioner will remain physically present in the court on each and every date till disposal of the case and in the event of her failure on two consecutive dates without any sufficient reason, her bail bond shall be liable to be cancelled and (3) the petitioner will cooperate in the investigation and trial.</p> <p style="text-align: right;">(Dictated &amp; corrected by me) sd/- (Kanhaiya Jee Choudhary) Pr. Distt. &amp; Sessions Judge, Purnea.</p>	
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Date of Judgment/Order -	07.03.2026
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