

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SITAMARHI.

Dated, Sitamarhi, the 12th March, 2026.

Present:- Dinesh Sharma, Principal District & Sessions Judge, Sitamarhi.

A.B.P No. 147/26.

Laxmi Devi & Others.....Petitioners V/s State of Bihar.

In the matter of :-

Laxmi Devi W/o- Vijay Mahto & Others, R/o- Rauahi, P.S-Bela,
Distt.Sitamarhi.....Petitioners.

V/S

State of Bihar.....Opposite Party.

Appearance:

For the petitioners:- Sri Sanjay Kumar Advocate.

For the State:- Sri Prafulla Kumar Jha, I/C P.P.

Date of order or proceeding.	Order with the signature of the court.	Office action taken with date.
<u>12.03.2026.</u>	<p>This anticipatory bail petition has been filed on behalf of the petitioners namely, 1. Laxmi Devi, 2. Dauna Devi @ Dona Devi, 3. Vijay Mahto and 4. Raghuvir @ Raghuvir Kumar who are apprehending their arrest in connection with Bela PS Case No. 08/26 registered u/ss: 103(1),3(5) BNS.</p> <p>2. Heard the learned counsel for the petitioners and the learned PP I/C for the State.</p> <p>3. It is submitted by the learned counsel for the petitiones that the petitioners are quite innocent and have falsely been implicated in this case. All the allegations levelled against the petitioners are false and baseless. Upon these grounds, the learned counsel prays to grant anticipatory bail to the petitioners.</p> <p>4. The learned I/C PP opposed the prayer for bail.</p> <p>5. Rival Submissions considered. Record perused.</p> <p>6. The prosecution case, in short, as per Fard-beyan of the informant namely, Shivdulari Devi recorded by SI Aditya Kumar of Bela PS is that marriage of her son namely, Awinash Kumar was forcefully solemnized with Kajal Kumari daughter of Vijay Mahto of her village on 29.11.2025. Kajal Kumar lived in her house for 20 days and thereafter she started committing nuisance. It is</p>	

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Contd.
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alleged that on 02.01.2026 at about 7.00 hours mother of Kajal Kumari Laxmi Devi and aunti Dauna Devi came at her house and forcefully took Kajal Kumari with them. On 08.01.2026 at 8.30 PM Vijay Mahto and Raghuveer took her son on motorcycle toward Narga. Dharmveer also followed her son by motorcycle. After sometimes mobile of her son was found switched off. On 09.01.2026 at 7.00 AM she came to know that her son Awinash Kumar has been shot out and was thrown near math. The informant rushed to the P.O and saw that her son was lying near the road with gun shot injury in his chest. Due to this incident her mother-in-law died on 09.01.2026 at 12.00 hours in the night.

7. The petitioner no. 3 and 4 namely, Vijay Mahto and Raghuvir @ Raghuvir Kumar had taken the deceased on motorcycle on 08.01.2026 and next day morning the dead-body of the deceased was found. The evidence of last scene is sufficient for the custodial interrogation of the petitioners Vijay Mahto and Raghuvir @ Raghuvir Kumar. Therefore, they are not entitled for anticipatory bail at this stage. **Resultantly, prayer for anticipatory bail of the petitioner no.3 and 4 namely, Vijay Mahto and Raghuvir @ Raghuvir Kumar is hereby rejected.**

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8. Further except the allegation that petitioner no.1 and 2 namely, Laxmi Devi and Dauna Devi @ Dona Devi visited the house of the informant on

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02.01.2026 and forcefully taken the daughter-in-law of the informant. There is nothing against the petitioner no. 1 and 2. The place of incident is not the house of these petitioners. The deceased was killed by gun shot injury. No other external injury was found suggesting involvement of the petitioners namely, Laxmi Devi and Dauna Devi. The petitioners were not seen lastly in the company of the deceased or of co-accused persons. There is no material on record as on date suggesting the inference that the petitioners namely, Laxmi Devi and Dauna Devi @ Dona Devi were seen at or around the Place of occurrence. The petitioners are lady.

9. Considering the totality of the facts & circumstances of the case and without commenting upon the merits of the case, **a case to grant anticipatory bail to the petitioner no 1 and 2 namely, Laxmi Devi and Dauna Devi @ Dona Devi is made out. Accordingly, their prayer for anticipatory bail is allowed and in the event of arrest or surrender of the petitioner no. 1 and 2 namely, Laxmi Devi and Dauna Devi @ Dona Devi within a period of four weeks from today, they shall be released on bail subject to their furnishing bail bonds in the sum of Rs. 10,000/-(Ten Thousand) with two sureties in the like amount to the satisfaction of the learned Court where the case is**

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<u>Contd.</u> <u>12.03.2026.</u>	<u>presently pending further subject to the conditions as laid down u/s: 482(2) of the BNSS.</u>	
	(Dictated) <i>Dinesh Sharma</i> (Dinesh Sharma) Principal Sessions Judge, Sitamarhi. 12.03.2026.	
	Date of Judgment /Order	12.03.2026.
	Date of Reserving Judgment/Order	12.03.2026.
	Uploading Date	<i>13/3/2026</i>
Uploaded by	<i>Purushottam Kumar</i>	