

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

Dated, Sitamarhi, the 1st April, 2026.

Present:- Akhilesh Kumar Jha, Principal District & Sessions Judge,
Sitamarhi.

B.P No. 168/26.

In the matter of :-

Sudha Devi W/o-Rupesh Mandal, R/o-Naranga Janki tola, P.S-Bela,
Distt.Sitamarhi.....Petitioner.

V/S

State of Bihar.....Opposite Party.

Appearance:

For the petitioner:- Sri Ranjit Kumar Prasad, 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.
01.04.2026.	<p>This bail petition has been filed on behalf of the petitioner namely, Sudha Devi who is in custody since 02.02.2026 in connection with Bela PS Case No. 231/25 registered u/ss: 126(2),115(2),109(1),103(1),3(5) BNS.</p> <p>2. Heard the learned counsel for the petitioner and the learned I/C PP for the State.</p> <p>3. It is submitted by the learned counsel for the petitioner that the petitioner is quite innocent and has falsely been implicated in this case. All the allegations levelled against the petitioner are false and baseless. Nothing incriminating material has been recovered from possession of the petitioner. No allegation of overt act is attributed to the petitioner. There is also no allegation against her of instigating other accused. A bare perusal of FIR makes it clear tht name of petitioner and other two female has been added belatedly after recording of Fard-beyan of informant. The petitioner is lady, The petitioner has no criminal antecedent. The petitioner is in custody since 02.02.2026. On these grounds, the learned counsel prayed to grant bail to the petitioner.</p> <p>4. On the other hand, the learned I/C PP assisted by the learned counsel for the informant</p>	

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have vehemently opposed the prayer for bail. The learned I/C PP further submits that the petitioner is named in the FIR. ^{How many} The learned I/C PP further fairly admits that no allegation of overt act is attributed to the petitioner.

5. Rival submissions considered. Record perused.

6. The prosecution case, in short, as per Fard-beyan of the informant namely, Khushbu Devi recorded by SI Aditya Kumar of Bela PS is that on 31.10.2025 at 4.00 PM some altercation took place in between informant's Bhagina Mausam Kumar and CCL L.K, CCL S.K and CCL A.K and they started assaulting her Bhagina, he was rescued by nearby people. It is further alleged that on the same date at 8.00 PM some altercation took place in between informant's husband Ramvir Mandal and Rupesh Mandal. In the meantime CCL L.K aged 14 years, CCL SK aged 16 years, Rupesh Mandal, CCL AK aged 15 years took informant's husband in their house and started committing mar-pit with him. When informant's Bhagina, Mausam Kumar went to rescue him, he was also assaulted by them causing injury in his head. They caught hold the informant's husband and CCL L.K inflicted knife blow in his abdomen and on account of which he succumbed to the injuries. It is further alleged that petitioner, Kanti Devi and wife of Rupesh Mandal were also present there.

7. Although the petitioner is named in the FIR, but no specific allegation of overt act of assault to deceased or another injured is attributed to the petitioner. Specific allegation is that CCL L.K inflicted knife blow to informant's husband in his abdomen and on account of which he succumbed to the injuries. The petitioner is woman. As per para-3 of bail application she is having no criminal

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antecedent. The petitioner is in custody since
02.02.2026.

8. Considering the aforesaid facts & circumstances of the case, prayer for bail of the petitioner is allowed. The petitioner is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Court concerned subject to the conditions as laid down u/s: 480(3) BNSS.

(Dictated)


Principal Sessions Judge,
Sitamarhi.
01.04.2026.

Date of Judgment /Order	01.04.2026.
Date of Reserving Judgment/Order	01.04.2026.
Uploading Date	02/04/2024
Uploaded by	Purushottam Kumar