

In the Court of Motish Kumar Singh Sessions Judge, Siwan.

Anticipatory Bail Petition No. 768/2026

Basantpur P.S. Case No. 696/2025

Asha Devi & Ors.....Petitioners

Vs.

The State of Bihar O.P.

ORDER

20.05.2026

1. Ld. Counsel moves this anticipatory bail petition on behalf of accused petitioners namely **(1) Asha Devi, (2) Badari Prasad, (3) Rahul Kumar Verma @ Rahul Kumar**, who apprehend their arrest in connection with Basantpur P.S Case No. 696/2025 registered u/s 126(2), 115(2), 118(1), 109, 352, 3(5) of BNS.

2. Ld. Counsel for the petitioners submits that petitioners are innocent and have committed no offence, rather they have falsely been implicated in this case. Petitioners bear no criminal antecedent. The allegation levelled against these petitioners is totally false, baseless and concocted. Ld. counsel further submits that no such type of occurrence has been happened. There is no chance of their absconding and tampering with the evidence. Hence, Ld. Counsel prays for anticipatory bail.

3. On the other hand, Ld. P.P opposes the prayer for anticipatory bail.

4. Heard. Perused the case record.

5. From perusal of the record, it transpires that an FIR vide Basantpur P.S Case No. 696/2025 was registered on 16.12.2025 u/s 126(2), 115(2), 118(1), 109, 352, 3(5) of BNS. As per F.I.R, the informant alleged that on 14.12.2025 at about 05:00 P.M, she was coming to her house taking Jalawan, in the way, petitioner along with other co-accused persons came and started hurling abuses. It is alleged that Rahul Kumar assaulted on the head of informant with iron sword. When, the nephew of informant came to her rescue, Vishal Kumar assaulted on his head with iron rod.

6. From perusal of record, there is specific allegation against the petitioner Rahul Kumar Verma @ Rahul Kumar that he assaulted on the head of informant with iron sword. He is also alleged to have assaulted the Vikash (nephew of informant). Vikash sustained following injuries:-

From perusal of injury report of informant, it appears that she sustained following injury.

(i) Lacerated wound over left side forehead. Approx 2"x 1/2"x1/4" and doctor opined the nature of injury is simple. Thus, the injury is intendam with the allegation.

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From perusal of injury report of Vikash Kumar, it appears he sustained following injuries:-

(i) Lacerated wound over parietal occipital region of head. Approx 2'x1/2"x1/2"

(ii) Swelling over right foot. Approx 2'x2"

Doctor opined the nature of injury no. 1 is simple in nature & injury no.2 is grievous.

7. As per supplementary petition as well as para-31 of photo copy of case diary, it appears that petitioner Asha Devi bears one criminal antecedent and other petitioners are clean past.

8. Considering the aforesaid facts and specific allegation, the present anticipatory bail application qua petitioner **(1) Rahul Kumar Verma @ Rahul Kumar** is hereby **rejected**.

9. So far as, the bail petition of petitioners **(1) Badari Prasad & (2) Asha Devi, are** concerned, there is general and omnibus allegation against the petitioners.

10. Considering the aforesaid facts, the present anticipatory bail petition of petitioners **(1) Badari Prasad & (2) Asha Devi** is **allowed**.

11. It is directed that in the event of their arrest or surrender before learned trial court within six weeks, the petitioners shall be released on furnishing by them bail bonds of Rs. 10,000/- with two sureties of like amount each to the satisfaction of the learned trial court subject to conditions as mentioned under section 482 of BNSS.

(Dictated)

(Motish Kumar Singh)
Sessions Judge,
Siwan.
20.05.2026