

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

Bail Petition No. 464/2026

Mairwa P.S. Case No. 156/2026

Krishna

Baitha.....Petitioner

Vs.

The Sate of BiharO.P.

ORDER

28.04.2026

1. The present bail application has been filed on behalf of the accused-petitioner namely **(1) Krishna Baitha**, who is in judicial custody since 31.03.2026 in connection with Mairwa P.S Case No. 156/2026 registered u/s 126(2), 115(2), 109, 3(5) of BNS.

2. Ld. Counsel of the petitioner submits that the petitioner is innocent and has committed no offence, rather he has falsely been implicated in this case. The petitioner has got no criminal antecedent. Ld. Counsel further submits that the present dispute is in between husband and wife and both the parties have compromised the case. Petitioner is in judicial custody since 31.03.2026. There is no chance of his absconding or tampering with the prosecution evidence. Hence, learned counsel prays for bail.

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

4. Heard. Perused the record.

5. From perusal of the record, it transpires that an F.I.R vide Mairwa P.S Case No. 156/2026 was registered on 30.03.2026 u/s 126(2), 115(2), 109, 3(5) of BNS against the petitioner along with other co-accused persons. As per FIR, the informant alleged that it has been 11 years since my marriage and out of wedlock, they have three daughters and one son. It is alleged that informant's husband does a job in a company of Delhi, and he has illicit relation with one woman, thereafter, the husband of the informant stopped the expenses of house and tortured the informant. It is further alleged that on 30.03.2026 at about 12:30 o'clock, informant's husband closed her in house and assaulted on her head with lathi. It is further alleged that informant's husband wanted to kill the informant and in this occurrence Tetri Devi, Jawahir Baitha, Rubi Devi, Khushboo Kumari, were involved with her husband.

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6. From perusal of record, it appears that informant is wife of the petitioner and there is allegation against the petitioner of assaulting the informant. During hearing of the bail petition, informant appeared before the court and stated that good sense has prevailed between the parties. Moreover, petitioner is in judicial custody since 31.03.2026.

7. As per para-3 of the bail petition, it appears that petitioner bears no criminal antecedent.

8. Considering the aforesaid facts, the present bail application is **allowed**, the petitioner is directed to be released immediately on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the court below.

(Dictated)

(Motish Kumar Singh)
Sessions Judge, Siwan.
28.04.2026