

In the Court of Sessions Judge, Vaishali
A.B.P. No. 515/2026

1. Guriya Devi, aged about 40 years W/o American Rai
Resident of village – Sabalpur, P.S. - Sonapur, District – Saran,
 2. Puja Devi @ Puja Kumari, aged about 26 years W/o Ranjan Rai @ Rajan Kumar,
Resident of Mohalla – Cinema Road, P.S. - Hajipur Town, District – Vaishali.
- Petitioners

Verses

State of Bihar

O.P.

Appearance : -

Learned counsel for the petitioners : - Sri Upendra Pd. Shrivastava, advocate.

Learned P.P. for the State : - Sri Shyam Babu Rai, P..

Present : Harshit Singh,
Sessions Judge, Vaishali.

Date of order : 2nd. April 2026

Heard the learned defence counsel as well as learned Public Prosecutor on the anticipatory bail application filed on behalf of the above named accused petitioners under section 482 of B.N.S.S. who are apprehending their arrest in connection with Industrial Area P.S. Case No. 18/2023 registered u/ss. 304(B) & 201/34 of I.P.C..

It is stated in Para 2 of the anticipatory bail petition that earlier anticipatory bail petition of the petitioners was rejected by this court vide order dated 21.06.2023 passed A.B.P. No.1189/2023 and thereafter Cr. Misc. No. 45833/2023 was filed before the Hon'ble Court, Patna, which was disposed of on 06.09.2023 as not pressed. This anticipatory bail petition has been filed on the fresh ground that the husband of the deceased has surrendered on 07.01.2026 and he is in judicial custody.

Case of the prosecution, in brief, as per written report of the informant namely Pinki Devi is that the marriage of her sister namely Rinki Devi was solemnized with the co-accused Bhulan Rai @ Suraj Rai about 5-6 years ago. On 15.02.2023 at 8.10 P.M. informant's sister informed the informant on phone to come soon at her house as people of her Saural are assaulting her and they are ready

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to kill her. It is further alleged that the in-laws people of her sister demanded Rs.1 lakh from her sister as dowry and due to non-fulfillment of said demand they threatened to kill her. It is further alleged that when the informant came near Jadhua bridge, the daughter of Rinki informed on phone that father, three uncles, Fua and three Fufas killed her mother by assaulting and pressing her neck and they took away the dead body to Sabalpur. Thereafter the informant alongwith her brother Suraj Rai went to Sabalpur at the house of American Rai where it came to knowledge of the informant that all the accused persons have thrown the dead body in river. There is involvement of Bhulan Rai, his both brother and both sisters Guriya Devi and Puja Devi and Nandosi of deceased Rinki Devi, Amarikan Rai and his brother Rajan Rai in killing of her sister and disappearing of her dead body.

Learned advocate for the accused petitioners has submitted that the accused petitioners are innocent and have not committed any offence. They have been falsely implicated in this case. The prosecution case is false and concocted. No occurrence as alleged took place. They have been implicated in this case as they are relatives of the deceased. There was no concern of the petitioners with the deceased since long. In fact, the deceased died due to heart attack and family members of the deceased were informed and they participated in the cremation of the deceased Rinki Devi. The accused petitioners have no criminal antecedent. On these basis, a prayer has been made to allow this anticipatory bail petition.

The learned Public Prosecutor for the state opposed the prayer for anticipatory bail.

Heard both the parties and perused the trial court record alongwith the case diary. From perusal of the trial court record and case diary, it transpires that accused petitioners are named in the F.I.R. and there is allegation against them that they alongwith other accused persons committed dowry death of

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the informant's sister namely Rinki Devi due to non-fulfillment of Rs. 1 lakh as dowry. The informant in her re-statement in Para 4 and other witnesses namely Singheshwar Rai and Suraj Kumar in their statements mentioned in Para 6 & 7 of the case diary have supported the prosecution case. The postmortem report reveals that cause of death of deceased Rinki Devi is due to haemorrhage and neurogenic shock following injuries to the deceased. The charge-sheet has been submitted against the co-accused Bhulan Rai @ Suraj Rai for the offences u/ss. 304(B) & 201/34 I.P.C. and supplementary investigation against the petitioners and others is still going on. From the trial court record, it further appears that anticipatory bail petition of the petitioners was disposed of by the Hon'ble High Court Patna vide order dated 06.09.2023 passed in Cr. Misc. No. 45833/2023 with a direction to surrender within four weeks and seek regular bail. But till now the petitioners did not surrender before the trial court and again filed this anticipatory bail petition. So, petitioners disobeyed the order of the Hon'ble High Court.

Therefore, considering the aforesaid facts and circumstances of the case as well as the gravity of the offence, I am not inclined to enlarge the accused petitioners on anticipatory bail and accordingly the prayer for anticipatory bail of the above named accused petitioners is, hereby, rejected.

(Dictated)

(Harshit Singh)
Sessions Judge, Vaishali

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