

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 5151 of 2026

Annu Devi, aged about 34 years, wife of Manoj Ram

Nishad, resident of Jagannathpur, P.O. Jagannathpur,

P.S. Jagannathpur, District Ranchi.

..... ... Petitioner

Versus

The State of Jharkhand

..... ... Opposite Party

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioner : Mr. Navin Kumar Singh, Advocate.

For the State : Mr. Kumar Pawan, A.C. to S.C.(M)-III.

06/ 16.09.2026 Heard learned counsel for the petitioner and learned counsel
for the State.

2. The petitioner is apprehending her arrest in connection with
Gua P.S. Case No. 43 of 2025, for offence registered under Sections
316(2), 316(5), 318(4) and 3(5) of Bharatiya Nyaya Sanhita, 2023,
pending in court of learned Chief Judicial Magistrate, West Singhbhum,
Chaibasa.

3. Learned counsel appearing for the petitioner submits that
the petitioner has earlier moved before this court in A.B.A. No. 517 of
2026, which was dismissed as withdrawn by order dated 06.02.2026.
He next submits that thereafter the petitioner has replied to the notice
issued under Section 35(3) of Bharatiya Nagarik Suraksha Sanhita,
2023 and in view of that fresh ground is made out for filing the present
anticipatory bail application. On these grounds, he submits that
anticipatory bail may kindly be provided to the petitioner.

4. Learned counsel appearing for the State has opposed the
prayer and submits that this is the second anticipatory bail application
and what has been argued before this court in the present case, that
ground was already available at the time of hearing of the first

anticipatory bail application and in spite of that second anticipatory bail application has been filed. On these grounds, he submits that anticipatory bail may kindly be rejected.

5. Admittedly, the petitioner has earlier moved before this court in A.B.A. No. 517 of 2026, which was dismissed as withdrawn by order dated 06.02.2026 and the ground of giving reply to the notice issued under Section 35(3) of Bharatiya Nagarik Suraksha Sanhita, 2023 was already there and in view of that there is no change in the circumstance to entertain this second anticipatory bail application.

6. In the attending facts and circumstances of the case, I am not inclined to grant anticipatory bail to the petitioner, named above. Accordingly, her prayer for anticipatory bail is rejected.

7. However, it is made clear that if the petitioner has submitted her reply to the notice issued under Section 35(3) of Bharatiya Nagarik Suraksha Sanhita, 2023, it is open for the petitioner to appear before the learned court by way of filing the appropriate petition.

(Sanjay Kumar Dwivedi, J.)

Dated:-16.09.2026
Amitesh/-