

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.12607 of 2025

Arising Out of PS. Case No.-176 Year-2024 Thana- SAKRI District- Madhubani

Md. Gulab S/O Late Md. Janif R/O Village- Sakri Dafaddar Tola, Ward No.-
12, P.S- Sakri, Distt.- Madhubani.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Kumari Pallavi

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 09-05-2025 Heard Mrs. Kumari Pallavi, learned counsel for the

petitioner and Mr. Chandra Bhushan Prasad, learned APP for the

State.

2. The petitioner has prayed for regular bail in a case
registered for the offence punishable under Sections 103, 3(5) of
the BNS Act.

3. The case of the prosecution is that the informant
was called by the petitioner and she was informed that her
maternal grandmother has died due to heart attack. The
informant went to village Sakri, where her maternal
grandmother used to live, she found her dead. It has been further
alleged that there was a black mark on her neck. Seeing this, the
informant suspected that the grandmother has been killed by



strangulation. It has been alleged that on 12.08.2024, there has been a dispute with the petitioner and deceased regarding some cash.

4. The learned counsel for the petitioner has submitted that he himself has called the informant. It has also been submitted that from perusal of the post-mortem report, it will transpire that the Doctor has not given any final opinion regarding the cause of death. The learned counsel for the petitioner has submitted that the deceased was living with the petitioner and it is clear from the post-mortem report that the Doctor has found bleeding from mouth and right nostril and has found circular ligature mark of black color with abrasion at mid and all around the neck was present. As per the case of the petitioner, the death was natural but the post-mortem report goes to show at least that the death was not natural and it is clear case of murder.

5. Considering the above facts and circumstances of the case, I am not inclined to grant bail to the petitioner at this stage.

6. The present bail application stands rejected.

7. The learned Trial Court is directed to expedite the trial.



8. If the trial is not concluded within a period of 6 months, then the petitioner will be at liberty to renew his prayer for bail, if so advised.

(Ashok Kumar Pandey, J)

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