

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.32510 of 2025

Arising Out of PS. Case No.-710 Year-2022 Thana- AHYAPUR District- Muzaffarpur

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Jitendra Das S/o Asharfi das R/o- Dilawarpur, P.S.- Keshariya, Distt- East
Champaran, presently reside at Lakshi Chawk, P.S.- Brahampura, Distt-
Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : None

For the Opposite Party/s : Mr. Abhay Kumar, A.P.P

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 13-08-2025 Upon repeated calls, no one appears on behalf of the

petitioner. However, learned APP for the State is present.

2. The petitioner is apprehending arrest in connection
with Ahiyapur P.S. Case No. 710 of 2022 lodged on 13.08.2022,
for the offence punishable under Sections 341, 323, 306 & 34 of
the Indian Penal Code.

3. As per the prosecution, FIR has been lodged against
three named accused persons including the present petitioner. It
has been alleged in the FIR that the informant's sister was
married to the petitioner. Due to the absence of a child, the
petitioner's family allegedly began torturing and assaulting her.
Subsequently, the informant's sister called her brother and
informed him that accused Maya Devi was assaulting her and



intended to kill her by administering poison. Thereafter, the informant came to know that his sister had jumped into the river, and her dead body was subsequently recovered.

4. It has been pleaded in the bail application that the petitioner is innocent and has committed no offence. It has been further pleaded that the deceased (informant's sister) has committed suicide after jumping in Gandak river. Further plea has been taken that the petitioner was not present at the house as he was posted at Mon district at Nagaland and he is serving at BRO in Defense Department. It has been pleaded that, as per the postmortem report, the cause of death is drowning, and no external injuries were found on the body. Counsel further submits that the petitioner has no criminal antecedent.

5. Learned APP for the State opposes the prayer for bail of the petitioner but submits that from the pleading, it transpires that the petitioner was not present at the house as he is serving at BRO in Defense Department.

6. As such, in the present facts and circumstances of this case, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the Trial Court within a period of 4 weeks from today, on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as



mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of Chief Judicial Magistrate, Muzaffarpur, in connection with Ahiyapur P.S. Case No. 710 of 2022, subject to the conditions as laid down U/s 482(2) of the B.N.S.S., 2023.

(Dr. Anshuman, J)

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