

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39430 of 2025

Arising Out of PS. Case No.-218 Year-2024 Thana- RAMPUR HARI District- Muzaffarpur

BHIKHARI BAITHA @ BHIKHARI RAJAK S/O LATE BIPCHAN RAJAK
R/O VILLAGE- HAZRATPUR, PS- RAMPUR HARI, DISTRICT-
MUZAFFARPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Chandra Shekhar Anand, Advocate

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

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 25-07-2025 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

3. Petitioner apprehend his arrest in a case registered
for the offence punishable under sections 80(i), 238, 61(2), 3(5)
of the Bharatiya Nyaya Sanhita, 2023.

4. As per the prosecution case, informant alleged that
his sister was married to one Pawan Baitha. Thereafter, she was
tortured for dowry and on the fateful day, he came to know that
she has been killed and the dead body has been taken to a
nearby forest for cremation.

5. Learned counsel appearing for the petitioner
submits that the petitioner is innocent and have falsely been
implicated in this case. Petitioner is father-in-law of the



deceased. Thrust of allegation is against husband of deceased, who is already in custody. Co-accused, with similar allegation, has already been allowed pre-arrest bail by a co-ordinate bench of this Court vide order passed in Cr. Misc. No. 13089/2025. Petitioner claims clean antecedent.

6. Learned counsel for the State opposes the prayer for bail.

7. Considering the aforesaid facts of the case, prayer for bail of petitioner is allowed. In the event of arrest/surrender within eight weeks from today, let the petitioner mentioned above, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 9, East Muzaffarpur in Rampur Hari Police Station Case No. 218 of 2024, subject to the conditions laid down under section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

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