

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.40309 of 2025

Arising Out of PS. Case No.-166 Year-2025 Thana- CHAINPUR District- Kaimur (Bhabua)

Birendra Rai @ Birendra Ram S/O Bishram Ram R/O Village- Dih Bhujaina,
P.S.- Chainpur, District- Kaimur At Bhabua

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Tribhuwan Narayan, Advocate
For the State	:	Mr. Sanjay Kumar Tiwary, APP
For the Informant	:	Mr. Rajni Kant Pandey, Advocate

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 09-07-2025 Heard the learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.

2. The petitioner seeks regular bail in connection with
Chainpur P.S. Case No. 166 of 2025 registered for the offence
under Sections 80, 3(5) of B.N.S. 2023.

3. As per the prosecution case, petitioner along with
other co-accused persons have killed the daughter of the
informant due to non-fulfillment of dowry demand.

4. Paragraph 17 of the bail petition reads as follows:

*“That it is categorically
stated here that daughter and sons of
the petitioner are living in the house
of petitioner and there is no body to
look after.”*

5. Learned counsel for the petitioner submits that the



petitioner is innocent and has not committed any offence. The marriage was solemnized in the year 2017 and there are three children born out of wedlock. It has been contended by the learned counsel for the petitioner in paragraph 17 of the petition that the children are staying with the family of the petitioner. The petitioner is in custody since 15.05.2025.

6. Learned A.P.P. appearing for the State and learned counsel for the informant have vehemently opposed the prayer for bail.

7. Considering the facts and circumstances of the case as well as the custody of the petitioner, this application for regular bail is allowed.

8. Accordingly, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-V, Kaimur at Bhabua /concerned Court below in connection with Chainpur P.S. Case No. 166 of 2025 subject to condition that:-

(i) At the time of furnishing of bail bonds the Court below will verify the fact as to whether the children are staying with the family of the petitioner or not. If it is found that the children are staying with the family of the petitioner, then the petitioner shall be released on furnishing bail bonds as



mentioned above. If it is found that the children are not staying with the family of the petitioner, appropriate order shall be passed.

9. This application for regular bail stands allowed.

(Sandeep Kumar, J)

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