

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49924 of 2025

Arising Out of PS. Case No.-641 Year-2024 Thana- MAKHDUMPUR District- Jehanabad

Niraj Choudahry S/O Bhagwan Chaudhary Resident of Village- Madarpur,
Jehanabad Ward No 06, Police Choky No 01, PS- Jehanabad, Dist- Jehanabad
... .. Petitioner/s

Versus

1. The State of Bihar
2. Mithlesh Kumar S/O Awadesh Choudhary R/O Village-Mohanpur, PS-
Parasbigha, Distt-Jehanabad.
... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amrendra Kumar Singh, Advocate
For the Opposite Party/s : Mr. Md. Mushtaque Alam, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 05-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with
Makhdumpur P.S. Case No. 641 of 2024 instituted for the
offences under Sections 80, 238, 3(5) of the Bharatiya Nyaya
Sanhita, 2023.

3. Prosecution case, in short, is that the accused
persons including the petitioner tortured and killed the deceased
for non-fulfillment of demand of dowry.

4. Learned counsel for the petitioner submitted that the
petitioner has falsely been implicated in the present case.
Petitioner is the *nandoshi* of the deceased. Learned counsel for
the petitioner submits that general and omnibus allegation has



been made against the petitioner. No specific overt act is alleged against the petitioner. Learned counsel further submitted that petitioner is separate in mess and business and has got no concern in the family affairs of the deceased and her husband. Charge-sheet has been submitted in this case. It has been submitted on behalf of the petitioner that the petitioner is in custody since 07.05.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, there being no direct allegation against the petitioner as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner 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 Court below/concerned Court in connection with Makhdumpur P.S. Case No. 641 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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