

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.52269 of 2025

Arising Out of PS. Case No.-89 Year-2025 Thana- KADIRGANJ District- Patna

1. Saguni Kumari Wife of Rakesh Kumar R/O Village - Daulatpur, P.S.- Kadirganj, District - Patna.
2. Nitish Kumar Son of Awdhesh Prasad R/O Village - Daulatpur, P.S.- Kadirganj, District - Patna.
3. Hazari Kumar Son of Awdhesh Prasad R/O Village - Daulatpur, P.S.- Kadirganj, District - Patna.
4. Rakesh Kumar Son of Awdhesh Prasad R/O Village - Daulatpur, P.S.- Kadirganj, District - Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sheonandan Pandit, Advocate

For the Opposite Party/s : Mr. Arun Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA

ORAL ORDER

2 13-08-2025 Heard Mr. Sheonandan Pandit, learned counsel for the petitioners and Mr. Arun Kumar Pandey, learned Additional Public Prosecutor for the State.

2. The petitioners are apprehending their arrest in connection with Kadirganj P.S. Case No. 89 of 2025, F.I.R. dated 20.05.2025 for the offences punishable under Sections 80(2), 3(5) of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, the informant alleged that the petitioners along with other co-accused persons committed the murder of his daughter, namely, Khusboo Kumari (now, deceased) due to non-fulfillment of demand of dowry.

4. Learned counsel for the petitioners submits that petitioners have clean antecedent and they have falsely been



implicated in the present case. Petitioner no.1 is sister-in-law and petitioner no.2 to 4 are brothers-in-law of the deceased. From bare perusal of the FIR it appears that there is no specific allegation against the petitioners rather the allegation levelled against all the accused persons including the petitioners are general and omnibus and infact this case is of suicide and the husband of the deceased is in judicial custody since 22.05.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts and circumstances, petitioners have clean antecedent and they are made accused on the basis that they are in-laws of the deceased and the husband of the deceased is in judicial custody since 22.05.2025, let the petitioners, above named, in the event of arrest or surrender before the court below within a period of thirty days from the date of receipt of the order, be released 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 the learned A.C.J.M Masaurhi in connection with Kadirganj P.S. Case No. 89 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following



conditions:-

i. Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

ii. If the petitioners tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage it is found that the petitioners have concealed their criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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