

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.64473 of 2025

Arising Out of PS. Case No.-155 Year-2025 Thana- KAJI MUHAMMADPUR District-
Muzaffarpur

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1. Manju Devi W/o Mishrilal Sah R/o Mohalla- Neemchowk Sadpura, PS-
Kazimohammadpur, Distrcit- Muzaffarpur
 2. Shyam Sah @ Shyam Kumar Sah S/o Mishrilal Sah R/o Mohalla-
Neemchowk Sadpura, PS- Kazimohammadpur, Distrcit- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Hari Kishore Thakur, Advocate
For the Opposite Party/s	:	Mr. Chandra Bhushan Prasad, A.P.P.
For the Informant	:	Mr. Sumit Jha, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 20-11-2025 Heard learned counsel for the petitioners, informant
and the State.

2. Petitioners apprehend arrest in a case registered for
the offences punishable under Sections 123, 103(1), 85 of the
Bharatiya Nyaya Sanhita.

3. As per F.I.R., informant alleges that due to ill-
treatment of these petitioners, his sister was forced to consume
poison which led to her death while undergoing treatment in I.T.
Memorial Hospital, Muzaffarpur on 20.05.2025. Petitioner no. 1
is mother-in-law and petitioner no. 2 is brother-in-law of the
deceased sister of informant.

4. Learned counsel appearing for the petitioners



submits that specific accusation of committing torture and ill-treatment is against petitioner no. 1. So far petitioner no. 2 is concerned, there is no allegation of specific overt act against him and he has been made accused in this case merely because he is brother-in-law of the deceased. Petitioners claim clean antecedent.

5. Learned counsel for the State as well as learned counsel for the informant vehemently opposed the bail application.

6. Considering the specific accusation of torture and ill-treatment, **prayer for anticipatory bail of petitioner No. 1 is refused.**

7. However, considering the nature of accusation against petitioner No. 2, the **anticipatory bail with regard to petitioner No. 2 is allowed** and it is ordered that the above named petitioner No. 2 in the event of his arrest/surrender before the court below within a period of eight weeks from today, be enlarged on bail on furnishing bail-bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate 1st (East), Muzaffarpur in connection with Kazimohammadpur P. S. Case No. 155 of 2025, subject to condition as laid down



under Section 482(2) of the Bharatiya Nagarik Suraksha
Sanhita, 2023.

(Prabhat Kumar Singh, J)

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