

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74468 of 2025

Arising Out of PS. Case No.-379 Year-2023 Thana- GAIGHAT District- Muzaffarpur

1. Bibhuti Singh @ Bibhuti Prasad Singh @ Vibhuti Singh @ Vibhuti Pd. Singh S/O Late Jagdish Prasad Singh Resident of Village- Durgapur Gorhi tola, P.S. - Katihar, District- Katihar
2. Ashish Kumar Singh @ Ashish Kumar S/O Bibhuti Singh Resident of Village- Durgapur Gorhi tola, P.S. - Katihar, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brajesh Kumar Singh Alias Brajesh Singh
For the Opposite Party/s : Mr.Chandra Bhushan Prasad- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-11-2025 1. Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in anticipation of their arrest in a case registered for the offences punishable under Sections 304(B), 120(B) and 34 of the Indian Penal Code.

3. The learned counsel for the petitioners submits that the petitioners are persons with clean antecedent and the informant alleges that his sister was married to Rahul on 29.05.2023. Further, his sister was appointed as a Police Constable in the Year 2018 and was posted at Benibad O.P. It is next alleged that accused persons after marriage started torturing her for dowry, as such, his sister borrowed Rs.10 Lacs from the



Bank and gave to Rahul. It is next alleged that his sister was staying with Rahul in a rented premises adjacent to the police station. Further, 26.09.2023 at 2.48 P.M. he received an information about the death of his sister. Accordingly, he reached the place of occurrence and from there to SKMCH and saw mark of injuries around her neck, thus alleges that victim was strangled to death by Rahul. Further, alleges that his sister about a week back had given a Maruti vehicle to Rahul after purchasing from the loan amount and he was putting pressure to give money and furniture. Further, at the time of occurrence, sister of Rahul was staying with him, thus further alleges that all the accused persons including the petitioner hatched conspiracy and killed his sister.

4. The learned counsel for the petitioners submits that petitioners have been falsely implicated in the instant case by the informant. It is next submitted that petitioners are father in-law and brother in-law (Dewar) of the deceased. It is next submitted that from perusal of the allegation as alleged in the FIR, it would manifest that the death of the victim took place where she was residing on rent with Rahul. It is submitted that petitioner resides at Katihar. It is also submitted that the informant in the FIR alleges that victim took loan of Rs.10 Lacs



from the bank and gave to Rahul, but then, subsequently alleges that from the loan amount, she purchased a car and gifted it to Rahul, which amply demonstrates that the informant himself was not aware that as to what happened on account of which, the occurrence took place. It is next submitted that the husband of the deceased is an unemployed youth and they were having differences. It is next submitted that whenever any dispute arises in between the husband and the wife and the occurrence of the nature as alleged takes place, the entire family members are implicated in a mechanical manner with general and omnibus allegation. It is also submitted that petitioners will not abscond rather will cooperate in the investigation to prove their innocence.

5. Learned A.P.P. Sri Chandra Bhushan Prasad opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioners, the petitioners, above-named, in the event of their arrest or surrender before the learned Court below within a period of six weeks, are directed to be released on anticipatory bail on their furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Trial Court



where the case is pending/successor Court in connection with Gaighat (Benibad) P. S. Case No.379 of 2023, subject to the conditions laid down under Section 482(2) of the B.N.S.

7. The application stands allowed.

(Satyavrat Verma, J)

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