

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2948 of 2026

Arising Out of PS. Case No.-317 Year-2024 Thana- RAMGARHWA District- East
Champaran

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Amar Kumar Kushwaha @ Abhinav Kushwaha @ Abhinav Kumar son of
Baban Kushwaha Resident of village - Bhaluahiya, ps- Ramgarhwa, Dist-
East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhishek Kumar, Advocate

Mr. Harsha Saswat, Advocate

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

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CORAM: HONOURABLE MR. JUSTICE PRAVEEN KUMAR
ORAL ORDER

3 06-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has preferred this application for
grant of regular bail in connection with Ramgarhwa P.S. Case
No. 317 of 2024 dated 14.12.2024 registered for the offences
punishable under Sections 103(1), 238 and 3(5) of B.N.S.

3. As per the written report of the informant, the
marriage of the petitioner was solemnized with the daughter of
the informant about 14 years ago and was kept properly for
sometime, the couple were blessed with three children. Since
last five years, her daughter used to inform that her mother-in-
law and the husband (petitioner) used to regularly assault and



torture her. It is further alleged that on 12.12.2024 at about 16:30 hours, the informant was informed that her daughter has died. Thereafter, the informant went to the matrimonial house of his daughter and enquired from the nearby people there and the informant expressed firm belief that this petitioner along with other co-accused persons under conspiracy killed the daughter of the informant.

4. Learned counsel for the petitioner has submitted that the marriage between the petitioner and the deceased was performed 14 years ago, there was no matrimonial discord between the parties and as a matter of fact no complaint ever came to be filed. It has been further submitted that as per the post-mortem report, there was no external or internal injuries on the person of the deceased and the opinion regarding death of the deceased was kept reserved getting the FSL report. Moreover, there is no allegation of demand of dowry etc., and out of the wedlock admittedly three children were born and there are no one to look after them. It has been further submitted that petitioner is in custody since 09.09.2025 having no criminal antecedent and the charge-sheet has been submitted.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioner and submitted that



the petitioner is the husband of the deceased.

6. Considering the facts and circumstances of the case as well as the period of custody, the petitioner above-named is directed to be enlarged on bail on furnishing bail-bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court concerned, Raxaul, Motihari, East Champaran in connection with Ramgarhwa P.S. Case No. 317 of 2024.

7. The application stands allowed.

(Praveen Kumar, J)

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