

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.14280 of 2026**

Arising Out of PS. Case No.-94 Year-2025 Thana- UJIYARPUR District- Samastipur

Sharwan Kumar @ Sharvan Kumar @ Shrvan Sahni, S/O Surendra Sahani,  
Resident of Village and P.S.- Ujiyarpur, District- Samastipur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Shashi Kant, Adv.

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

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**  
**ORAL ORDER**

3      06-05-2026                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with  
Ujiyarpur P.S. Case No. 94 of 2025 dated 26.04.2025, registered  
for the offence punishable under Sections 105 and 3(5) of the  
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that the informant  
has alleged that on 22.04.2025 her husband Sukan Sada went to  
the petitioner's house where he carried chaff (Bhusa) and came  
home. On 23.04.2025 at around 1.00 P.M., her husband went to  
the petitioner's house to ask for wages, where his husband did  
not find Sharvan Sahni (petitioner), so her husband started  
searching for the petitioner. While searching, he found the  
petitioner along with two other persons drinking *toddy* at



Bajinder Paswan's *toddy* shop behind Raipur *Math*, where her husband was also drunk *toddy* with them. After drinking *toddy*, her husband asked the petitioner for wages, on which the petitioner kicked and punched her husband with stick. After that the petitioner along with his two other people came to her house with her husband and drank *Mahua* liquor and after drinking Sharvan Sahni (petitioner) left his house with his companions. After about an hour, suddenly her husband's health deteriorated, so she took her husband to a private doctor in Raipur Hanuman Chowk for treatment. Seeing her husband's condition, the doctor asked her to take him home, so she took her husband home and after some time his husband died.

4. Learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. It is submitted that that after the death of the deceased, the informant buried his dead body without giving any information to the police. After three days, the informant complained about the death caused by the petitioner only on the basis of suspicion. There is no material available in the case diary to connect the petitioner with the death of the informant's husband. It is apparent from the case diary that when the husband of the informant became unconscious, the petitioner and other



villagers took him to the doctor for treatment. Seeing her husband's condition, the doctor asked to take him home so she took her husband home and after sometime of coming to home her husband died. There is no whisper against the petitioner about the death of the informant's husband. Lastly, it has been submitted that he has no criminal antecedent.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Ujiyarpur P.S. Case No. 94 of 2025, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Dalsingsarai, subject to condition as laid down under Section 482(2) of B.N.S.S..

**(Khatim Reza, J)**

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