

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16478 of 2026

Arising Out of PS. Case No.-157 Year-2025 Thana- DALSINGHSARAI District- Samastipur

Md. Rizwan @ Md. Rijwan S/o- Late Ibrahim Miyan @ Marhum Ibrahim
Miyan Village- Taraspur Malpur, P.S- Dalsingsarai, Dist.- Samastipur
... .. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mahendra Pratap, Advocate
For the Opposite Party/s : Mr. Jai Narain Thakur, APP

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 21-04-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for bail in connection with
Dalsinghsarai P.S. Case No.157 of 2025 registered for the offence
punishable under Sections 80, 103 and 3(5) of the BNS.

3. The case of the prosecution, in short, is that the
petitioner was married to one Ishrat Khatoon (deceased) in year
2013. She is having five children out of the wedlock. It is further
alleged that the petitioner along with his family has killed the
deceased.

4. Learned counsel appearing on behalf of the petitioner
has submitted that the nature of allegation is general and omnibus.
It has further been submitted that during course of investigation
one of the son of the deceased has given his statement before
police and from perusal of Paragraph '8' it will transpire that the
son of the deceased Md. Faizan has stated that there was some
dispute between the deceased and the petitioner and the petitioner



has gone to see cricket match in another village. When the petitioner returned, the deceased was found hanging in a room. Learned counsel for the petitioner has submitted that the statement of the son of the deceased is further substantiated by the postmortem report. In postmortem report the doctor conducting autopsy of the deceased has only found ligature mark and has opined that cause of death is asphyxia due to hanging. Learned counsel for the petitioner has further submitted that the petitioner is having no criminal antecedent and he is in judicial custody since 15.12.2025.

5. The application for bail is opposed by learned APP for the State.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the court of learned Additional Chief Judicial Magistrate-I, Dalsinghsarai, Samastipur in connection with Dalsinghsarai P.S. Case No.157 of 2025.

(Ashok Kumar Pandey, J)

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