

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17538 of 2026

Arising Out of PS. Case No.-30 Year-2025 Thana- MOTIHARI MUFASIL District- East
Champaran

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Md. Shamim @ Shamim S/O Aliyas Miya Resident of village- Kataha, P.S.-
Mufassil, 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
For the Opposite Party/s	:	Mr. Umeshanand Pandit, A.P.P.
For the Informant	:	Mr. Bal Govind Sharma, Advocate

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 15-07-2026 Heard learned counsel for the petitioner, informant
and the State.

2. Petitioner apprehends arrest in a case registered for
the offence punishable under Sections 105 of the Bharatiya
Nyaya Sanhita.

3. It is alleged that marriage of the sister of informant
was solemnized with this petitioner about 15-16 years ago and
she was subjected to torture and cruelty due to non-fulfillment
of demand of dowry. Informant alleges that subsequently, on
18.1.2025, this petitioner along with other F.I.R. named accused
persons killed his sister.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. As a matter



of fact, sister of the informant was pregnant and during course of treatment, she died. Petitioner has falsely been implicated in this case merely because he happens to be husband of the deceased. At the relevant time, petitioner was in Mumbai and only after getting the information of her death, he came back to the house which is also evident from the statement of independent witnesses. In post-mortem report, no external injury was found on the person of deceased and cause of death is hemorrhage and shock due to rupture of posterior wall of uterus. Petitioner claims clean antecedent.

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

6. Considering backdrop of the case, nature of accusation and materials available on record, this anticipatory bail is allowed and it is ordered that let the above named petitioner 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 learned Chief Judicial Magistrate, East Champaran, Motihari in connection with Muffasil P. S. Case No. 30 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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