

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30193 of 2026

Arising Out of PS. Case No.-408 Year-2025 Thana- JAYNAGAR District- Madhubani

1. Satya Narayan Sah S/o Late Kishori Sah,
 2. Manju Devi, W/o Satya Narayan Sah
- Both are residents of village- Union Tola, Jaynagar, Ward No.03, P.S - Jaynagar, District - Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar
2. Rupesh Kumar, S/o Shri Upendra Prasad, R/o village- Basopatti, P.S.- Basopatti, Distt.- Madhubani

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Alias Ashok Karn, Advocate
For the Opposite Party/s : Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 08-05-2026 Heard learned counsel for the petitioners and learned
APP for the State.

2. In the present case, the petitioners are apprehending their arrest in connection with Jaynagar P.S. Case No. 408 of 2025 registered under Sections 80, 3(5) of BNS, 2023 and Section 3/4 of DP Act.

3. As per prosecution case, the sister of the informant was married with co-accused Gaurav Kumar Sah and the allegation against the petitioners, who are the parents-in-law of the sister of the informant, are that they along with other co-accused persons used to torture the sister of the informant on account of their demand of dowry. Subsequently, they chose a



hospital for her delivery where the doctors, in their connivance and by their negligent act, caused the death of the sister of the informant and also the new born child.

4. Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in this case. From bare perusal of the FIR, it is clear that allegations are completely false, concocted and preposterous. There is no specific overt act attributed to the petitioners for demand of dowry or inflicting cruelty upon the deceased. The deceased was admitted to a private hospital after labour pain and some complications arose during delivery and she expired during the medical treatment and no criminal liability could be fastened upon the petitioners or other co-accused persons. The informant is trying to take advantage of an unfortunate situation and has even made the treating doctors as accused in this case. The informant was informed about the admission of his sister in the hospital. The learned counsel further submits that the petitioners are aged about 65 years and 61 years, respectively and they have no role in the death of the sister of the informant. The petitioners are having clean antecedents.

5. Learned APP vehemently opposes the submission made on behalf of the petitioners.

6. Having regard to the facts and circumstances and



submissions made on behalf of the parties and considering the improbable nature of accusation and further considering the strong possibility of false implication and also considering the clean antecedents of the petitioners, let the petitioners above named, in the event of their arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Madhubani/court concerned, in connection with Jaynagar P.S. Case No. 408 of 2025, subject to the condition as laid down under Section 482(2) of the BNSS, 2023 and other following conditions:

- (i) One of the bailors will be a close relative of the petitioners.
- (ii) The petitioners will remain present on each and every date fixed by the below, if so required by the learned trial court.

(Arun Kumar Jha, J)

V.K.Pandey/-

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