

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.37463 of 2026

Arising Out of PS. Case No.-784 Year-2025 Thana- BIHTA District- Patna

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1. Umesh Yadav @ Umesh Singh S/O Late Yadunandan Ray @ Late Devnandan Ray R/O Simri Nawada, Simli, P.S.- Bihta, Distt.- Patna.
 2. Ram Sakhiya Devi @ Sita Devi @ Rita Devi W/O Umesh Yadav @ Umesh Singh R/O Simri Nawada, Simli, P.S.- Bihta, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Bhardwaj, Advocate

For the Opposite Party/s : Ms. Indu Kumari Srivastava, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 17-06-2026 Heard Mr. Ravi Bhardwaj, learned counsel for the petitioners and Ms. Indu Kumari Srivastava, the learned A.P.P. for the State.

2. The petitioners seek bail, who are in custody since 03.01.2026 in connection with Bihta P.S.Case No.784 of 2025, F.I.R. dated 12.10.2025 registered for the offence punishable under Sections 3(5), 103(1) of the Bharatiya Nyaya Sanhita, 2023.

3. Allegation against the petitioners is that they alongwith other co-accused persons have in furtherance of their common intention committed the dowry death of the sister of the informant.

4. Learned counsel appearing for the petitioners



submits that the petitioners have clean antecedent. The allegation as alleged in the FIR is false and fabricated and the petitioners have not committed any offence as alleged in the FIR. It appears from the FIR itself that there is no specific allegation of any assault, overt-act or demand of dowry attributed against the petitioners rather there is general and omnibus allegation against all the accused persons including the petitioners. Petitioners have been made accused in the present case merely on the ground that the petitioners are in-laws of the deceased. Petitioner No.1 is father-in-law, petitioner No.2 is mother-in-law of the deceased and the husband of the deceased namely, Pramod Kumar is in judicial custody since 14.10.2025 and the police, after investigation, submitted charge-sheet against the petitioner and the petitioner is in custody since 03.01.2026.

5. Learned A.P.P. for the State has vehemently opposed the prayer for bail of the petitioners.

6. Considering the aforesaid facts, petitioners have clean antecedent, there is no specific allegation of any assault, overt-act or demand of dowry attributed against the petitioners in the FIR, let the petitioners, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand)each with



two sureties of the like amount each to the satisfaction of learned ACJM-II, Danapur in connection with Bihta P.S. Case No.784 of 2025, with the following conditions:-

(I) Petitioners shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on their absence on two consecutive dates without sufficient reason, their bail bond shall be cancelled by the Court below.

(II) If the petitioners tamper with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

(III) And, further condition that the court below shall verify the criminal antecedent of the petitioners and in case at any stage, it is found that the petitioners have concealed their criminal antecedents, the court below shall take step for cancellation of bail bond of the petitioners. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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