**IN THE HIGH COURT OF JUDICATURE AT PATNA**
**CRIMINAL MISCELLANEOUS No.44608 of 2026**

**CNR No. BRHC010645132026**

Arising Out of PS. Case No.-108 Year-2021 Thana- KOTWA District- East Champaran

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Akshyalal Ram @ Achayalal Ram @ Achhelal Ram @ Akshay Lal Son of Late Indrajeet Ram @ Indrajit Ram Resident of village - Bathana, Ps- Piprakothi, 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
Mr. Harsha Shaswat, Advocate
Ms. Suhana Singh, Advocate
Ms. Pragati Kumari, Advocate
Mr. Prakash Kumar, Advocate
For the Opposite Party/s : Mr. Abhay Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY**

ORAL ORDER

3 27-10-2026 Heard learned counsel for the petitioner and learned APP for the State.

2. The petitioner has prayed for bail in connection with Kotwa P.S. Case No.108 of 2021 registered for the offence punishable under Sections 302 & 201/34 of the Indian Penal Code.

3. The case of the prosecution, in short, is that the Lakhendra Ram who is father of the Rani Kumari (deceased), has committed her murder with the help of his family members including the petitioner.

4. Learned counsel appearing on behalf of the petitioner has submitted that the petitioner is innocent and has

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committed no offence. He has falsely been implicated in this case. It has been submitted that the petitioner is uncle of the deceased and his name has surfaced in this case on the basis of suspicion of officer-in-charge, who received information from some unknown person/police spy, that the dead body of the deceased was recovered from an open field, from where a rope of nylon and *saree* tightened around the legs were recovered. It has further been submitted that the petitioner is himself a victim of circumstances and the deceased admittedly left the house out of her anger and she was killed by unknown. While concluding the argument, it has further been submitted that it is not a case where any presumption can be drawn against the petitioner, as the dead body of the deceased was found from an open place, far away from the house of the petitioner, moreover, chargesheet has already been submitted in this case. As such, there is no chance of tampering of evidence. During course of investigation, post-mortem of the deceased was conducted and the doctor conducting the autopsy of the deceased has found following ante-mortem injuries:-

(i) Ligature mark above the high bone

(ii) Ligature mark running from right side of neck below front of neck of the front side.

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The doctor has opined that the cause of death is *asphyxia* due to hanging.

5. It has further been submitted that similarly situated co-accused persons have been granted bail by the learned Co-ordinate Benches of this Court vide Cr. Misc. Nos. 59734 of 2021, 64054 of 2021 and 28049 of 2022. The case of this petitioner stands on better footing. Moreover, the petitioner is languishing in judicial custody since 19.03.2026 having no criminal antecedent.

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

7. 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 10th Additional Chief Judicial Magistrate, East Champaran at Motihari in connection with Kotwa P.S. Case No.108 of 2021.

**(Ashok Kumar Pandey, J)**

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