IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49013 of 2026

CNR No. BRHC010677002026

Arising Out of PS. Case No.-541 Year-2009 Thana- COMPLAINT CASE District- Lakhisarai

==========

1. Sandeep Singh @ Sanjeev Kumar Singh S/O Late Baleshwar Prasad Singh R/O Vill.- Churhet, P.O. Sono, P.S.- Sono, Near Hanuman mandir, District- Jamui, Bihar- 811314
2. Sarita Devi @ Sarita Singh W/O Gagan Dev Singh R/O Vill.- Ratanpur, P.s.- Gidhaur, P.O.- Ratanpur, Dist.- Jamui, Bihar- 811305

... ... Petitioner/s

Versus

1. The State of Bihar
2. Tinku Kumari @ Rita Kumari W/o- Late sanjay Singh D/o- Surendra Singh Village- Urain PS- Kajra District- Lakhisarai

... ... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Akshansh Ankit, Advocate
Mr. Rudra Pratap Singh, Advocate
For the Opposite Party/s : Mr. Dr.Mrityunjaya Kr. Gautam, APP

==========

CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA

ORAL ORDER

4 27-10-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State. Notices had been issued to the opposite party no.2 but the report received discloses that she has died and thus the matter was directed to be listed under the heading 'For Admission'.

2. The petitioners apprehend their arrest in a case registered for the offences punishable under Section 498 A of the Indian Penal Code and Section ¾ of the Dowry Prohibition Act.

3. The petitioners in association of other co-accused is said to have assaulted the opposite party no.2 and also drove out from

WEB COPY

her matrimonial home on non-fulfillment of demand of dowry.

4. It is submitted by learned counsel for the petitioners that the petitioners happen to be the brother-in-law and sister-in-law of the opposite party no.2 and the case arises out of a complaint filed in the year 2009. With regard to delay in approaching the Court for anticipatory bail and the impediments in way on account of issuance of coercive processes under Sections 82 and 83 of Cr.P.C., learned counsel for the petitioners invited the attention of this Court to the order-sheet which has been annexed indicating that there was no service of any summons or warrants and in a mechanical manner, the coercive processes were issued. The petitioners had no knowledge whatsoever about the existence of this complaint case or else, they would have approached the Court earlier. So far as the allegations are concerned, it is submitted that they are general and omnibus in nature and mostly in the nature of some taunts etc. on the opposite party no.2 after the death of her husband. The petitioner no.2 has also got married and living in her separate household. Both the petitioners undertake to cooperate in the trial and have no criminal antecedent.

5. Learned APP for the State opposed the prayer for bail.

6. Taking into consideration the facts and circumstances of the

WEB COPY

case and also considering the satisfactory reasons for approaching the Court after a substantial delay and further considering the general and omnibus nature of allegation, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned lower Court where the case is pending/successor Court in connection with Complaint Case No.541C of 2009, subject to the condition as laid down under Section 438 (2) of the Cr.P.C/482 (2) of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023

(Soni Shrivastava, J)

Trivedi/-

U		T	

WEB COPY