IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53912 of 2026

CNR No. BRHC010719462026

Arising Out of PS. Case No.-62 Year-2025 Thana- SANHAULA District- Bhagalpur

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Rakesh Kumar Subodh Yadav R/O Village- Jaju Ramandih, P.S.- Dhoraiya, District- Banka

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner : Mr. Ankit Raj, Advocate
For the State : Ms. Renu Kumari, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH

ORAL ORDER

4 29-10-2026 Heard learned counsel appearing on behalf of the petitioner and learned APP appearing on behalf of the State.

2. The petitioner apprehends his arrest in a case registered for the offence punishable under Sections 108 and 3(5) of the B.N.S.

3. As per prosecution case, informant, namely Anil Yadav, alleged that marriage of his daughter was solemnized with this petitioner nine months prior to the occurrence and soon after marriage, this petitioner, mother-in-law and father-in-law of the victim subjected her to cruelty and drove her out of her matrimonial house whereafter, she started residing at her maternal grandmother's house in Bhagalpur. It is further alleged that this petitioner continued to harass daughter of informant

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over mobile phone and on 30.03.2025 at about 11 PM, he mentally tortured her and instigated her to consume poison and subsequently, the victim consumed poison and died during course of treatment. Informant further alleged that member of the matrimonial family cremated her dead body before his arrival.

4. It is submitted by learned counsel appearing on behalf of the petitioner that petitioner is quite innocent and has committed no offence. Petitioner has falsely been implicated in this case merely because he happens to be husband of the deceased. As a matter of fact, the deceased was a short tempered lady and she consumed poison at her grandmother's house and during treatment, she died. At no point of time, petitioner subjected the victim to torture or instigated her to consume poison or commit suicide. Petitioner claims clean antecedents.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioner and submitted that petitioner is named in the F.I.R. and there is specific accusation that he used to torture his wife and provoked her to commit suicide. During investigation, number of witnesses, including brother of the deceased, supported the prosecution case.

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6. Considering the facts and circumstances of the case, specific and direct nature of accusation, materials that have surfaced during investigation and gravity of offence, the prayer for grant of anticipatory bail to the petitioner is rejected.

(Prabhat Kumar Singh, J)

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