IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57616 of 2026

CNR No. BRHC010807322026

Arising Out of PS. Case No.-292 Year-2025 Thana- AMDABAD District- Katihar

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Sikandar Chaudhary, S/o Ram Pukar Chaudhary, R/o vill - Chhavilal Tola, Khati, Bhawanipur, P.S.- Amdabad, Distt.- Katihar

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Tarun Kumar, Advocate
For the Opposite Party/s : Mr. Jagdhar Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

4 27-10-2026 Heard learned Counsel for the petitioner and learned APP for the State.

2. The present criminal miscellaneous application has been filed under Sections 483 and 484 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'the BNSS, 2023') for grant of regular bail to the petitioner who is in custody in connection with Sessions Trial 267 of 2026 arising out of Amdabad P.S. Case No. 292 of 2025, lodged on 22.11.2025, under Sections 80, 103(1), 123 and 3(5) of the B.N.S., 2023.

3. As per the prosecution, FIR has been lodged against five named accused persons including the present petitioner with allegation of killing the daughter of the informant for non-

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fulfillment of dowry demand.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. However, being the husband of the deceased, he has been falsely implicated in the present case on the basis of a concocted story, resulting in the registration of the present FIR. Learned counsel submits that the case diary has been called for, wherein two versions of the occurrence have emerged. He further submits, on the basis of the information received from the pairvikar, that the petitioner and his wife were admittedly residing together and that disputes frequently arose between them over petty issues, including the issue of providing a larger mobile phone. It is further submitted that, in a fit of anger, the petitioner's wife allegedly consumed poison, and upon witnessing the same, the petitioner also consumed poison. Both were admitted to the hospital, where the petitioner's wife succumbed to her injuries, whereas the petitioner survived and was subsequently taken into custody. Learned counsel for the petitioner further submits that the petitioner has been in custody since 06.01.2026 and has clean antecedents. It is lastly submitted that the petitioner is ready and willing to abide by any condition that may be imposed by this Court while granting him bail.

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5. Learned A.P.P. for the State, on the other hand, opposes the prayer for bail of the petitioner but fairly submits that, as reflected in the case diary, one version of the occurrence is that the petitioner's wife had consumed poison about fifteen days prior to the present occurrence but was saved by her family members. However, on the unfortunate day of the occurrence, both the petitioner and his wife allegedly consumed poison, resulting in the death of the petitioner's wife, while the petitioner survived.

6. In the present facts and circumstances of this case and considering the age of the petitioner, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) as mentioned in Section 2(1)(d) of the BNSS, 2023 to the satisfaction of learned District and Additional Sessions Judge- VIII, Katihar, in connection with Sessions Trial 267 of 2026 arising out of Amdabad P.S. Case No. 292 of 2025, subject to the conditions as laid down U/s. 480(3) of the BNSS, 2023.

(Dr. Anshuman, J)

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