

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58613 of 2025

Arising Out of PS. Case No.-236 Year-2024 Thana- BHAGWANPUR District- Vaishali

Manish Ram @ Manish Kumar S/o Satrudhan Ram @ Shatrudhan Ram
Resident of Village- Asoi Sarangi, (Lacchiram), PS- Bhagwanpur, District-
Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Ms.Sudha, Adv

For the Opposite Party/s : Mr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

3 25-02-2026 1. Heard learned counsel for the petitioner and
learned A.P.P. for the State.

2. The petitioner seeks bail in connection with
Bhagwanpur P.S. Case No. 236 of 2024, registered for the
offences punishable under Sections 80(2), 238 and 3(5) of the
Bharatiya Nyaya Sanhita.

3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is in custody
since 30-4-2025. It is next submitted that petitioner, being
husband, has been falsely implicated in the instant case by the
informant. It is further submitted that the informant alleges that
her daughter was married to the petitioner and out of the
wedlock, a child was born, but then her daughter was subjected



to cruelty for non-fulfillment of dowry demand, further on 24-8-2024, the victim was killed and on coming to know about the occurrence, the informant along with others reached the place of occurrence, but by then the accused persons had already cremated the dead body.

4. Learned counsel for the petitioner submits that from perusal of the allegations as alleged in the FIR, it would manifest that as far as allegation of demand of dowry and torture is alleged, the same is general and omnibus in nature. It is next submitted that the FIR does not disclose that as to what was being demanded in dowry by the accused persons including the petitioner. It is further submitted that merely because the wife died within seven years of marriage, as such a false case came to be instituted when the death was natural.

5. Learned APP, Sri Rabindra Kumar, vehemently opposes the bail application and submits that no doubt from perusal of the allegation as alleged in the FIR, it appears that informant has not disclosed what was being demanded by way of dowry and on account of non-fulfillment of the same, the victim was tortured, but then it is submitted that what is not in dispute rather stands admitted is that victim has died. It is next submitted that whether the death was homicidal or suicidal that



could have been ascertained had the body been sent for postmortem, but since the body was not sent for postmortem and the victim died within seven years of marriage that amply demonstrates the connivance of the petitioner being husband in the occurrence. It is also submitted that had the death been a natural death, in that event the petitioner would have ensured that the body is sent for postmortem so that the truth comes out, but in absence of postmortem, the body was cremated nor death certificate is on record. It is further submitted that even law presumes the culpability of the husband and his family members, where death occurs within seven years of marriage and the same is not substantiated by any documentary evidence to the contrary that the death was natural.

6. Considering the submission made by learned APP, the Court is not inclined to release the petitioner on bail.

7. Accordingly, the prayer for bail of the petitioner is rejected.

(Satyavrat Verma, J)

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