IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67614 of 2026

CNR No. BRHC010968092026

Arising Out of PS. Case No.-383 Year-2026 Thana- BANJARIA District- East Champaran

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1. Sagun Nesha @ Sugun Nesha Wife of Late Alaudin Miya R/o - Village- Banjariya, Pandal, P.S.- Banjariya, District- East Champaran, Bihar.
2. Md. Sohail @ Md. Sohail Ansari @ Sohail Miyan Son of Late Alauddin Miya R/o - Village- Banjariya, Pandal, P.S.- Banjariya, District- East Champaran, Bihar.

... ... Petitioners

Versus

The State of Bihar

... ... Opposite Party

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Appearance :
For the Petitioner/s : Mr.Rahul Kumar Shukla, Advocate
Ms.Preety Singh, Advocate
Mr.Shivam Kr. Deep, Advocate
For the Opposite Party/s : Mr.Mithlesh Kumar Khare, APP

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CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA

ORAL ORDER

3 04-11-2026 Heard learned counsel appearing on behalf of the petitioners and learned A.P.P. for the State.

2. The accused/petitioners seek bail in connection with Banjariya P.S. Case No. 383 of 2026 registered for the offences under Sections 80, 85, 115(2), 352, 351(2) & 3(5) of the Bhartiya Nyay Sanhita, 2023 (in short, the 'B.N.S.').

3. The accused/petitioners are named in the First Information Report and are in custody since 28.06.2026.

4. As per FIR, the accused persons including petitioners caused death of the married daughter of the

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informant in her matrimonial home due to non-fulfillment of demand of dowry as raised for a cash of Rs. 3 Lakhs and one motorcycle.

5. It is submitted by learned counsel appearing on behalf of the petitioners that petitioners are in-laws and they claimed to live separately having no connection with daily and domestic affairs of deceased and her husband.

6. It is pointed out that the thrust of allegation is available against the husband of the deceased, who is in judicial custody. It is also pointed out that the present marriage of deceased was solemnized with the son of petitioner no. 1 against her will, as she was in love with someone else and out of said frustration/depression, she committed suicide. It is submitted that during autopsy not a single injury was found over the body of the deceased, suggesting that she was not subjected to physical assault soon before/during, the occurrence.

7. While concluding argument, it is submitted that petitioners are men of clean antecedent and, moreover, investigation of this case has already concluded, for which

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charge-sheet has been submitted and as such, there is no chance of tampering with the evidence.

8. Learned A.P.P. for the State, while opposing the prayer for bail of the petitioners, submitted that the petitioners alleged to play active role during the occurrence causing death of married daughter of the informant, however, he could not disputed that they are in-laws.

9. In view of aforesaid factual submission and by taking note of the fact as both petitioners are in-laws claimed to live separately having no connection with daily and domestic affairs with the deceased and her husband, coupled with the fact that investigation of this case has already completed, where both petitioners/in-laws, being clean antecedent, remains in custody since 28.06.2026, accordingly, both above-named petitioners are directed to be released on bail, furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand only) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran/concerned court, in connection with Banjariya P.S. Case No. 383 of 2026,

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subject to the condition as laid down under Section 437(3) Cr.P.C/Section 480(3) of the Bhartiya Nagarik Suraksha Sanhita (in short "B.N.S.S.").

(Chandra Shekhar Jha, J)

Rajeev/-

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