IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79981 of 2026

CNR No. BRHC011166112026

Arising Out of PS. Case No.-166 Year-2026 Thana- IMAMGANJ District- Gaya

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1. Indradeo Vishwakarma @ Indradev Mistry S/o Late Shivi Mistry R/o Village - Bishrampur, PS - Imamganj, District - Gaya
2. Shanti Devi W/o Indradev Mistry R/o Village - Bishrampur, PS - Imamganj, District - Gaya

... ... Petitioner/s

Versus

The State of Bihar

... ... Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Vijay Kumar, Advocate
For the Opposite Party/s : Mr. Brajendra Nath Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA

ORAL ORDER

2 05-11-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. In the present case, the petitioners seek bail in connection with Imamganj P.S. Case No. 166 of 2026 dated 24.05.2026, registered for the offences punishable under Sections 80 and 3(5) of the B.N.S., 2023.

3. As per the prosecution case, the niece of the informant was married with co-accused Prem Sagar Vishwakarma in the year 2021. The allegation against the petitioner and other co-accused persons is that they used to torture the niece of the informant on account of non-fulfillment of demand of dowry and they subsequently killed the niece of the informant by hanging her with rope.

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4. Learned counsel appearing on behalf of the petitioners submits that petitioners are innocent and have falsely been implicated in the present case. The petitioner are the parents-in-law of the deceased and allegations are not believable. The marriage took place in the year 2021 and for five years there was no complaint against the petitioners for demand of dowry or for any torture or cruelty being inflicted upon the deceased. The allegations are general and omnibus. The true fact of the case is that the husband of the deceased used to reside outside the State and the deceased also wanted to live with her husband. Some altercation took place over phone in this regard and the deceased committed suicide by hanging herself. No injury was found on the body of the deceased as it is apparent from the *post-mortem* report that cause of death was stated to be asphyxia due to hanging. It has also come during investigation that door of the room of the deceased was locked from inside and the villagers entered into the room after breaking the window. Learned counsel next submits that petitioners are having clean antecedent and chargesheet has been submitted. Learned counsel lastly submits that petitioners are in custody since 25.06.2026.

5. Learned A.P.P. appearing on behalf of the State

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vehemently opposes the submissions made on behalf of the petitioners.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the relationship of the petitioners with the deceased and also considering the non-specific nature of allegation and further considering the possibility of false accusation and further considering the submission of chargesheet and period of custody, the petitioners, above-named, are directed to be released on bail, on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1st Class, Sherghati at Gayaji / concerned Court, in connection with **Imamganj P.S. Case No. 166 of 2026,** subject to the condition laid down under Section 480(3) of the B.N.S.S. and other following conditions:

(i) One of the bailors will be a close relative of the petitioners.

(ii) The petitioners will remain present on each and every date fixed by the court below, if so required by the learned trial Court.

(iii) In case of absence on three consecutive dates

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or in violation of the terms of the bail, the bail bond of the petitioners will be liable to be cancelled by the Court concerned.

(Arun Kumar Jha, J)

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