

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.81078 of 2025

Arising Out of PS. Case No.-189 Year-2025 Thana- SINGHWARA District- Darbhanga

1. Suresh Sah @ Sures Sah Son of Late Vindeshwar Sah Resident of Mohalla - Bharwara, Ward No.- 1, P.S.- Singhwara, District - Darbhanga.
2. Manju Devi Wife of Suresh Saw @ Sures Sah Resident of Mohalla - Bharwara, Ward No.- 1, P.S.- Singhwara, District - Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Satish Kumar, Advocate
For the State	:	Mr. Anil Kumar, APP
For the Informant	:	Mr. Alok Ranjan, Advocate Mr. Uma Shankar Singh, Advocate

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 08-01-2026 Heard learned counsel for the petitioners, learned
A.P.P. for the State and learned counsel for the informant.

2. The petitioners apprehend their arrest in connection with Singhwara P.S. Case No. 189 of 2025 instituted under Sections 80, 303(2) and 61(2) of the BNS.

3. As per the prosecution case, petitioners along with other co-accused persons tortured the daughter of the informant for demand of dowry and on non-fulfillment of the same, they committed murder of the daughter of the informant by strangulating her.

4. Learned counsel for the petitioners submits that petitioners are innocent and have been falsely implicated in this



case. Further submission is that petitioners are father-in-law and mother-in-law of the deceased, who are living separately from the deceased and her husband. Petitioners were not present at the time of alleged occurrence. There is no specific allegation against the petitioners. The husband of the deceased is under custody since 20.09.2025. It is submitted that except suspicion, there is no material against the petitioners. Petitioners have no criminal antecedent and they undertake to cooperate in the investigation and trial.

5. Learned counsel for the informant and learned A.P.P. for the State oppose the prayer for anticipatory bail and submit that proceeding under Section 82 Cr.P.C. has been initiated against the petitioners and petitioners are not entitled for anticipatory bail.

6. Learned counsel for the petitioners submits that the petitioners had filed their petition for anticipatory bail before the said proceeding before the Sessions Court and are not absconding. He further submits that the Hon'ble Supreme Court in *Asha Dubey Vs. the State of Madhya Pradesh (Criminal Appeal No. 4564 of 2024)* vide order dated 12.11.2024 observed that in the event of declaration under Section 82 of the Cr.P.C., it is not as if in all cases that there will be a total



embargo on considering the application for the grant of anticipatory bail.

7. Considering the facts and circumstances of the case, submissions of learned counsel for the parties and the nature of allegation against the petitioners, in the event of arrest or surrender before the Court below within six weeks from today, the petitioners be released on bail upon furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount to each to the satisfaction of the learned Additional Chief Judicial Magistrate-VII, Darbhanga in connection with Singhwara P.S. Case No. 189 of 2025, subject to the conditions laid down in Section 482(2) of the BNSS with further condition that;

(i) the petitioners shall cooperate with the further investigation and shall not tamper with the evidence in any manner.

(Sunil Dutta Mishra, J)

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