

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85355 of 2025

Arising Out of PS. Case No.-53 Year-2025 Thana- KURLIKOT District- Kishanganj

Md. Naseem Akhtar, S/o- Saiddul Rahman Sakin, Resident of Village-
Malbast Police Station- Kurlikot Dist- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate

For the Opposite Party/s : Ms. Meena Singh, APP

CORAM: HONOURABLE MR. JUSTICE SOURENDRA PANDEY
ORAL ORDER

2 06-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. Petitioner, who is in custody, seeks bail in connection with Kurlikot P.S. Case No. 53 of 2025 registered for the offences punishable under Sections 108, 3(5) of the Bharatiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the informant has alleged that on 05.10.2025 her sister committed suicide by hanging and from the WhatsApp chats and calls, the petitioner and her sister were in contact on the fateful night. It has further been alleged that the petitioner and other co-accused persons allured the sister of the informant and were torturing her mentally and, therefore, the petitioner has abated the commission of suicide of his sister.



4. The learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case and no such abetment for suicide has been committed by the petitioner. It has been submitted that the deceased was a married woman and she also happens to be a relative of the petitioner, however, there is nothing on record to suggest that the petitioner has mentally tortured the deceased upon which she committed suicide. It has further been submitted that merely on presumption the informant has levelled allegation against the petitioner. It has lastly been submitted that the petitioner has clean antecedent and he is in custody since 29.10.2025.

5. The learned A.P.P. has vehemently opposed the prayer for bail.

6. Considering the aforesaid submissions made by the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Kurlikot P.S. Case No. 53 of 2025, subject to the following conditions:-

(i) One of the bailors of the petitioner shall be his close relative and the other shall be local resident.



(ii) The petitioner shall remain physically present in Court on each date of the trial.

(iii) In case of absence on two consecutive dates or in violation of the terms of the bail, the bail bond of the petitioner will be liable to be cancelled by the court concerned.

(iv) If the petitioner is found involved in similar nature of offence in future, the prosecution shall be at liberty to move for cancellation of his bail bond.

(v) The learned Court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

7. Accordingly, the prayer for bail is allowed.

8. It is made clear that the observation, if any, made in this order, shall be of no bearing during the trial.

(Sourendra Pandey, J)

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