

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89124 of 2025

Arising Out of PS. Case No.-117 Year-2025 Thana- BIHTA District- Patna

Jairam Bhagat Son of Late Jagat Bhagat @ Ajay Bhagat R/o Village- Pareb,
P.S.- Bihta, District- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prem Ranjan Kumar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE ASHOK KUMAR PANDEY
ORAL ORDER

3 10-03-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner has prayed for regular bail in a case registered for the offence punishable under sections 108 and 3(5) of BNS.

3. The case of the prosecution is that the daughter of the informant, namely, Indu Devi (deceased) was married to the petitioner fifteen years ago. On 20.02.2025, he received information by the petitioner that Indu Devi has died. After that, the family members of the deceased went to her matrimonial house, they found the deceased lying dead and the in-laws have fled from place of occurrence. In FIR itself, it is clear that as she was subjected and was being assaulted, she herself has consumed poison.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. Learned counsel for the petitioner has submitted that from perusal of the postmortem report, it will transpire that the doctor conducting the autopsy has not found any ante-mortem injuries on the person of the deceased and has noted that froth was coming out from the mouth. During course of investigation, two kids of the deceased aged about 14 and 12 years have given their statements and have stated that there has been some dispute between the deceased and the petitioner and the petitioner went to sell flower at Patna and the deceased consumed poison. Learned counsel has further submitted that there is no role of this petitioner in the alleged occurrence and the deceased has herself consumed poison. A statement has been made in para-3 of this petition that the petitioner has got no criminal antecedent. Moreover, he is languishing in judicial custody since 02.08.2025.

5. Learned APP appearing for the State has vehemently opposed the prayer of regular bail.

6. Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named



petitioner is directed to be released on bail in connection with
Bihta P.S. Case No. 117 of 2025 on furnishing bail bond of
Rs.10,000/- (ten thousand) with two sureties of the like amount
each to the satisfaction of learned Additional Chief Judicial
Magistrate-II, Danapur, Patna.

(Ashok Kumar Pandey, J)

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