

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87895 of 2025

Arising Out of PS. Case No.-147 Year-2024 Thana- RANIGANJ District- Araria

Nitish Mukhiya S/o Reshamlal Mukhiya R/o Village - Parihari, Ward No. 1,
P.S - Raniganj, District - Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar Thakur, Advocate
Mrs. Vaishnavi Singh, Advocate
Mr. Ritwik Thakur, Advocate
For the Opposite Party/s : Mrs. Sharda Kumari, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 23-02-2026 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in connection with
Raniganj P.S. Case No. 147 of 2024, instituted for the offences
punishable under Sections 304(B), 302, 120(B) of the Indian
Penal Code.

3. The prosecution case, in short, is that niece of the
informant has been done to death by her husband and in-laws
for not solemnising marriage of the petitioner with younger
sister of the deceased.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the



present case. Charge-sheet has been submitted in this case. Learned counsel for the petitioner also submitted that the allegation levelled against the petitioner is general and omnibus in nature. It is next submitted that the petitioner was not present on the spot at the time of the alleged occurrence. It is further submitted that the petitioner is husband of the deceased. The petitioner is in custody since 06.09.2025 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner and has submitted that there is specific allegation levelled against the petitioner of committing murder of the deceased for not solemnising marriage of her younger sister with him. Further the petitioner is husband of the deceased and, therefore, onus lies upon him to explain the cause of death. Hence, the petitioner does not deserve the privilege of bail.

6. Considering the aforesaid facts and circumstances of the case, nature of accusation and the gravity of the offence, this Court is not inclined to grant bail to the petitioner.

7. The prayer is rejected. The trial Court is directed to expedite the Trial. However, if the trial is not concluded within a period of six months from the date of receipt/production, the



petitioner will have liberty to renew his prayer for bail in the
Court below.

(Rudra Prakash Mishra, J)

Rajorshi/-

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