

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.88168 of 2025

Arising Out of PS. Case No.-300 Year-2024 Thana- KAMTAUL District- Darbhanga

Satish Paswan S/O Sri Mahesh Paswan Resident of Village- Brahampur, P.S.
Kamtaul, District- Darbhanga.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No 13, Advocate
For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

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

ORAL ORDER

2 16-01-2026 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Kamtaul P.S. Case No. 300 of 2024 registered for the
offences punishable under Sections 30, 238 & 3(5) of the
Bharatiya Nyaya Sanhita, 2023.

3. The prosecution case, in short, is that after Neha
Kumari's (deceased) marriage with the petitioner, she was
subjected to continuous dowry demands, mental and physical
cruelty by the petitioner and his family. On 16.10.2024, she was
allegedly assaulted and hanged to death, and the accused
hurriedly cremated her body to destroy evidence.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has committed no offence as alleged



against him and has falsely been implicated in the present case. Petitioner is the husband of the deceased. There is no specific allegation against the petitioner. Admittedly, petitioner has been made scapegoat by the informant. It is submitted that after death of deceased, informant was informed and in their presence last rites were performed. Petitioner is a man of clean antecedent.

5. On the other hand, learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner. It is submitted that since petitioner is the husband of the deceased, therefore onus lies upon him and he is not entitled for grant of anticipatory bail.

6. Considering the rival submissions made by the learned counsel for the parties, this Court is not inclined to grant anticipatory bail to the petitioner. Prayer for grant of anticipatory bail is hereby *rejected*.

7. However, if the petitioner surrenders before the court below within a period of four weeks from today and prays for regular bail, the same would be considered by the court below in accordance with law without being prejudiced by the order of this Court.

(Rudra Prakash Mishra, J)

Raj Kishore/-

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