

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89031 of 2025

Arising Out of PS. Case No.-22 Year-2025 Thana- KOTWALI District- Patna

Kanhaiya Kumar S/o- Dinesh Vishwas Village-Bausi, P.S.-Bausi, District-Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Sanjay Kumar Singh, Advocate
		Mr. Raj Kamal, Advocate
		Mr. Chandan Kumar Ray, Advocate
For the Opposite Party/s :		Mr. Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

5 19-03-2026

1. Heard learned counsel for the parties.

2. The petitioner has preferred this application for grant of regular bail in connection with Sessions Trial no.2239 of 2025, arising out of Kotwali P.S. Case no.22 of 2025, registered under section 103(1) of the Bhartiya Nyaya Sanhita, 2023.

3. As per the prosecution case, the informant states that he received information on telephone from the petitioner about his daughter having hung herself to death. The informant further states that his daughter had proceeded to the college and from where she along with the petitioner performed the Court marriage. It is further stated that it was as a result of conspiracy that his daughter has been killed.



4. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case. It is only for the reason that he was on friendly terms with the informant's daughter. There is no evidence of his having entered into a marriage with the deceased. No prior information was given by the informant about the disappearance of his daughter, though as per the FIR, the Court marriage and disappearance had taken place two days prior to the occurrence on 7.1.2025. The petitioner has no criminal antecedent and is in custody since 5.4.2025. Chargesheet has been submitted in the case.

5. The application for bail is opposed by learned APP for the State, who submits that from the FIR itself it would transpire that it was the petitioner who gave information about the death of the informant's daughter to him. In the postmortem report, the cause of death is said to be asphyxia from manual and ligature compression of neck.

6. Having heard learned counsel for the parties and taking into consideration the allegations in the FIR, the material that has transpired in course of investigation and the contents of the postmortem report wherein the cause of death is said to be asphyxia from manual and ligature compression of neck, the Court is not inclined to enlarge the petitioner on bail and the



application is rejected.

7. Liberty is granted to the petitioner to renew his prayer for bail after six months or on framing of charge, whichever is later.

(Partha Sarthy, J)

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