

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.89960 of 2025

Arising Out of PS. Case No.-325 Year-2025 Thana- BACHHWARA District- Begusarai

Dharamdeo Rai @ Bhagatii @ Dharmdeo @ Bhagat Ji Son of Late Siyaram
Rai @ Sogarath Rai R/V- Rachiyahi Rasidpur, P.S.- Bachhwara, Dist.-
Begusarai Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ajay Kumar, Advocate
For the Opposite Party/s : Mr. Syed Ehteshamuddin, APP
For the Informant : Mr. Sandip Kumar Gautam, Advocate

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 20-01-2026 Heard Mr. Ajay Kumar, learned counsel for the
petitioner, Mr. Sandip Kumar Gautam, learned counsel for the
Informant and Mr. Syed Ehteshamuddin, learned APP for the
State.

2. Petitioner seeks bail, who is in custody since
08.09.2025, in connection with Bachhwara P.S. Case No. 325 of
2025, F.I.R. dated 07.09.2025 registered for the offences
punishable under Sections 115(2), 126(2), 109, 85 and 3(5) of
the B.N.S., Section 3/4 of the Dowry Prohibition Act and later
on Section 80 of the B.N.S. was added.

3. Allegation against the petitioner is that he along
with others assaulted the informant's daughter and left her in an
unconscious state near her mousi's house and later the victim
died.

4. Learned counsel for the petitioner submits that the



petitioner has clean antecedent and he has been falsely implicated in the present case merely on the ground that he is father-in-law of the deceased. From perusal of the F.I.R. it appears that there is no specific allegation of any assault or overt act against the petitioner rather there is general and omnibus allegation against all the accused persons including the petitioner. He further submits that the date of occurrence as alleged in the F.I.R. is 31.08.2025 but the present F.I.R. was instituted on 07.09.2025 after delay of seven days without giving any explanation of delay and the police after investigation submitted chargesheet against the petitioner and the petitioner is in custody since 08.09.2025.

5. Learned Additional Public Prosecutor for the State as well as learned counsel for the Informant, on the other hand, vehemently opposed the prayer for bail of the petitioner.

6. Considering the facts and circumstances of the case and the fact that the petitioner is having clean antecedent and he has been made accused merely on the ground that he is father-in-law of the deceased and there is no specific allegation against the petitioner in the F.I.R., let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the



satisfaction of learned Chief Judicial Magistrate, Begusarai in connection with Bachhwara P.S. Case No. 325 of 2025, subject to the following conditions :-

(i) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

(ii) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(iii) And, further condition that the 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 antecedents, 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.

(Rajesh Kumar Verma, J)

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