

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90700 of 2025

Arising Out of PS. Case No.-34 Year-2024 Thana- Haraiya District- East Champaran

Dharmatma Das @ Dharm Atma Das S/o- Nandlal Das Vill- Mauje Mai Sthan
Ps- Raxaul District- East Champaran.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Manoj Kumar, Advocate

For the Opposite Party/s : Mr. Ajay Kumar Jha, A.P.P.

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

ORAL ORDER

2 13-01-2026 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks bail in connection with Haraiya
P.S. Case No. 34 of 2024, instituted for the offences under
Sections 108, 238 and 61(2) of the Bharatiya Nyaya Sanhita,
2023.

3. The accusation is that accused persons named in the
F.I.R., including the petitioner, have forced the informant's
brother Sherajul Alam to commit suicide by hanging himself
with ceiling fan and to conceal the evidence, co-accused Chanda
Khatun (wife of the deceased) put the dead body on the floor
and spread rumor that her husband died due to cold. It is alleged
that petitioner had illicit relationship with co-accused Chanda
Khatun, wife of deceased.



4. Learned counsel for the petitioner submitted that the petitioner has falsely been implicated in the present case making false allegation of illicit relationship between petitioner and Chanda Devi (wife of deceased). Learned counsel for the petitioner further submitted that brother of the informant committed suicide due to family dispute between husband and wife. The petitioner is not co-villager of the informant and he has no concerned with co-accused Chanda Devi in any manner. He further submits that, in fact, informant had taken loan from the petitioner and when informant failed to return the loan amount to the petitioner, he implicated the petitioner in this case. Learned counsel for the petitioner submits that general and omnibus allegation has been made against the petitioner. No specific overt act is alleged against the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 15.06.2025 and has no criminal antecedent.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case, as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing



bail bonds of Rs. 15,000/- (Rupees Fifteen Thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Haraiya P.S. Case No. 34 of 2024.

(Rudra Prakash Mishra, J)

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