

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3100 of 2026

Arising Out of PS. Case No.-141 Year-2025 Thana- KOILWAR District- Bhojpur

Kamendra Yadav @ Kamendar Kumar S/o Bacha Yadav Resident of Village-
Sakaddi, PS- Koilwar, Dist- Bhojpur at Ara

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rama Kant Singh, Advocate

For the Opposite Party/s : Mr.Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 20-01-2026 Heard Mr.Rama Kant Singh, learned counsel for the

petitioner, learned counsel for the informant and Mr.Ashok
Kumar Singh, learned Additional Public Prosecutor for the
State.

2. The petitioner seeks bail, who is in custody since
18.09.2025 in connection with Koilwar P.S. Case No. 141 of
2025, F.I.R. dated 04.06.2025 registered for the offence
punishable under Sections 80 and 3(5) of BNS,2023
corresponding to 304(B) and 34 of IPC.

3. Allegation against the petitioner is that he
alongwith other co-accused persons have in furtherance of their
common intention committed the dowry death of the sister of
the informant.

4. Learned counsel appearing for the petitioner



submits that the petitioner has clean antecedent. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR. From a bare perusal of the FIR it appears that the informant himself stated in the FIR that the petitioner has performed the marriage with his sister and informant has not alleged anything against the petitioner in the FIR and informant stated that the petitioner was not present at the place of occurrence and informant has alleged against other family members of the petitioner in the FIR and the police, after investigation, submitted chargesheet against the petitioner under Section 108 of BNS and the petitioner is in custody since 18.09.2025.

5. Learned counsel for the informant and learned A.P.P. for the State have vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and petitioner has clean antecedent, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bhojpur at Ara in connection with Koilwar P.S. Case No. 141 of 2025, with 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/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(II) If the petitioner tampers with the evidence or the witnesses, 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 antecedent, 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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