IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48424 of 2026

Arising Out of PS. Case No.-12 Year-2026 Thana- HALAI District- Samastipur

==========

1. Guriya Kumari @ Amrita Kumari, D/O Mahavir Sahni, R/O Village- Dadanpur (Mahmudpur), P.S- Halai, Distt.- Samastipur.
2. Mahavir Sahni, S/O Late Machchhu Sahni, R/O Village- Dadanpur (Mahmudpur), P.S- Halai, Distt.- Samastipur.

... Petitioner/s

Versus

The State of Bihar

... Opposite Party/s

==========

Appearance :
For the Petitioner/s : Mr. Dilip Kumar Roy, Adv.
For the Opposite Party/s : Mr. Satya Nand Shukla, APP

==========

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN

ORAL ORDER

3 20-08-2026 Heard learned counsel for the petitioners and learned A.P.P. for the State.

2. The petitioners seek regular bail in connection with Session Trial No.507 of 2026 (arising out of Halai P.S. Case No. 12 of 2026), lodged on 17.01.2026, for the offence punishable under Sections 103(1), 238, 61(2) and 3(5) of the BNS, 2023.

3. As per the prosecution case, FIR has been lodged against 8 named accused persons including the present petitioners alleging that all accused persons in connivance with each other have killed the nephew of the informant and threw his dead body in the field.

4. Learned counsel for the petitioners submits that the

WEB COPY

petitioners are innocent and have committed no offence. He submits that petitioner No. 1 is the wife of the deceased and petitioner No. 2 is the father-in-law of the deceased. He further submits that from the context of the FIR itself it become crystal clear that petitioner No. 1 was rigid to stay at her maternal home where the victim frequently used to come and provide money to his wife. Learned counsel for the petitioners submits that if this allegation is true then the real victim is the wife to whom her husband used to pay money is no more. Learned counsel for the petitioners submits that the dead body of the victim was found in a field. He further submits that on previous occasion case diary along with postmortem report was called for and in the case diary, no material has come against the present petitioners. Counsel further submits that antecedents of the petitioners are clean, they are in the custody since 18.01.2026. Counsel further submits that petitioners are ready to fulfill all conditions whatsoever shall be imposed, and charge-sheet has already been filed in this case.

5. Learned APP for the State opposes the prayer for bail of the petitioners but fairly submits that in the case diary the confessional statement has come as to how the victim was killed. In paragraph 24 of the case diary, confessional statement

WEB COPY

of the co-accused has been recorded on the basis on which weapon used in commission of crime was recovered and the said statement has come in paragraph 27 of the case diary. Learned counsel fairly submits that in the confessional statement of co-accused, the role of petitioners has not figured rather involvement of other named co-accused are there who is none else but the brother of the petitioner No. 1 and the son of the petitioner No. 2.

6. In the present facts and circumstances of the case, let the above-named petitioners be granted bail on furnishing bail bond of Rs.30,000/- (Rupees Thirty Thousand) each as mentioned in Section 2(1)(d) of the B.N.S.S., 2023 to the satisfaction of learned District & Additional Sessions Judge-I, Samastipur, in connection with Session Trial No. 507 of 2026 (arising out of Halai P.S. Case No. 12 of 2026), subject to the conditions as laid down U/s 480(3) of the B.N.S.S., 2023.

(Dr. Anshuman, J)

Somesh/Anjali/-

U		T	

WEB COPY