

**IN THE COURT OF SESSIONS JUDGE, AURANGABAD (BIHAR)**

B.P. No. 266/2026

Session Trial No. 742/2024

Arising out of Salaiya P.S. Case No. 44/2024

**Present:- Rajeev Ranjan Kumar, Sessions Judge, Aurangabad (Bihar)**

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Ajay Bhuiyan, S/o Satyendra Bhuiyan, age-32, R/o village- Tikwa Sthan, P.S.-  
Salaiya, District- Aurangabad (Bihar).

... .. Petitioner(s)

Versus

The State of Bihar

... ..Opposite Party(s)

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**Appearance :**

For the Petitioner(s) : Sri Nakul Mehta, Adv.  
For the State : Sri Ajay Kumar, P.P.

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**11.03.2026**

The petitioner, who has been undergoing judicial custody since 24.06.2024, preferred this application for grant of regular bail in connection with Salaiya P.S. Case No. 44 of 2024 instituted for the offence u/s 302/34 of the Indian Penal Code. A copy of the bail petition has been served upon Ld. P.P. for the state.

An FIR has been lodged by the informant Nageshwar Bhuiyan to the effect that his daughter was married to the petitioner before ten years of the incident. The couple have been blessed with three children. It is alleged that her daughter was being ill-treated and subject to cruelty at the hands of her husband Ajay Bhuiyan, father-in-law Satyendra Bhuiyan and brother-in-law (devar) Sanoj Bhuiyan for demand of a buffalo as dowry and on non-fulfillment of the said demand, she (deceased) was done to death by the accused persons on 18.06.2024.

It has been submitted by the learned counsel appearing for the petitioners that the petitioners are quite innocent and have committed no offence as alleged in the FIR by the informant. The allegation levelled against the petitioners is completely false, concocted and baseless. Petitioner has been falsely implicated in this case being the husband of deceased. No such occurrence has ever taken place and there was no demand of dowry by the petitioner. Petitioner is having clean antecedent and he has been languishing under judicial custody since 24.06.2024 i.e. last one year and eight months. It is further submitted that petitioner has not committed the alleged offence rather his name has been planted in the F.I.R. after due deliberation, due to oblique and ulterior motive. It is next submitted that prosecution is leading its evidence in slow motion, so there is no chance of early disposal of the trial rather it will take much time. It is next submitted that

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petitioner will cooperate with the trial and he would abide by all the terms and conditions which the court may impose. On these grounds, it is prayed that the petitioner be given the privileges of bail.

Per contra, learned P.P. opposed the prayer for grant of bail to the petitioner and submitted that the trial in the matter is in progress and there is no delay in it. It is argued that prosecution witnesses are appearing diligently before the court and they are giving their testimony. Five prosecution witnesses have been examined and now the testimony of only police/formal witness remains to be recorded. The trial is at an advance stage and grant of bail at this stage may have an adverse effect in the trial.

Heard learned counsel appearing for the petitioner and learned P.P. for the State.

As per allegation, the petitioner and other accused persons are alleged to have committed murder of the deceased due to non-fulfillment of demand of dowry. Petitioner has been languishing under judicial since 24.06.2024. From perusal of record, it appears that trial is in progress and there is no delay in it and in this case, out of six charge-sheeted witnesses, five prosecution witnesses have been examined.

Considering the aforesaid facts, nature of allegation against the petitioner and the fact that trial is at an advance stage and grant of bail at this stage may have an adverse effect in the trial. Hence, It is not feasible for the court to release the petitioner on bail at this stage. **Hence, the bail petition filed on behalf of the petitioner Ajay Bhuiyan is hereby rejected.**

Dictated

(Rajeev Ranjan Kumar)  
Sessions Judge  
Aurangabad (Bihar)