

In the Court of Sessions Judge, East Champaran at Motihari.

Present:-

Abhishek K. Das
Sessions Judge,
East Champaran at Motihari

Bail Petition No. 502 of 2026

1. **Jumman Miya, aged about 80 years, S/o- Late Shiv Sharan Miya.**

R/o village- Chandarman, P.S. Mahuawa, District- East Champaran.

-----Petitioner.

Versus

The State of Bihar

----- Opposite party.

Counsel for the Petitioner :- Sri Shailendra Kumar Jha, Advocate.

Counsel for the State :- Sri Khublal Prasad, Public Prosecutor.

Counsel for the Informant :- Sri Kumar Pankaj, Advocate.

25.03.2026

This bail petition is filed on behalf of the petitioner, namely, Jumman Miya, who is in judicial custody since 30.01.2026 in connection with Mahuawa P.S. Case No. 144 of 2025 u/ss 103(1), 238 and 3(5) of Bharatiya Nyaya Sanhita, 2023 and 3/4 Dowry Prohibition Act.

In para-2 of the bail petition, it is mentioned that no other regular or anticipatory bail petition has been filed by the petitioner either in this Court or before Hon'ble Patna High Court. As per para-3 of the bail petition, the petitioner has no criminal antecedent and as per para-4 of the bail petition, the petitioner is in judicial custody since 30.01.2026.

As per F.I.R., the informant's daughter Lalmuni Khatoon (Munni Khatoon) was married to Roj Mian in April, 2024 with Muslim Rituals. Shortly after the marriage, dowry demand in shape of cash rupees 1,00,000/-, ornaments and motorcycle was made and due to non-fulfillment of the same, his daughter was subjected to cruelty. On 11.11.2025 at about 8:00 AM when the informant called his daughter on her mobile, she asked him come hurriedly, otherwise her in-laws would kill her. On the same day at about 11:00 AM all the persons named in the F.I.R. including the petitioner committed murder of his daughter and threw her dead body, stuffed in a sack, in a field.

The learned counsel for the petitioner has submitted that the petitioner is innocent and he has committed no offence. The petitioner has no concern with the alleged occurrence. He has never demanded dowry and never tortured his daughter-in-law. The petitioner is old and sick person.

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The learned Public Prosecutor appearing on behalf of the State and learned counsel appearing on behalf of the informant have opposed the prayer for bail.

Heard both sides and perused the record. From perusal of the record, it transpires that the petitioner is named in the FIR with allegation that he alongwith other persons named in the F.I.R. committed murder of informant's daughter and threw the dead body, stuffed in a sack, in a field. The petitioner is father-in-law of the deceased. As per para-5 of the case diary, containing inquest report, cause of death is mentioned as pressing of neck with rope. As per para-56 of the case diary, containing postmortem report, cause of death is asphyxia due to strangulation. The doctor has also found three external injuries on the dead body i.e. (1) transverse ligature mark on mid of neck 7" x 1/2" inch, (2) bruised on left side mandibular area 5" x 2" inch and (3) lacerated wound on inner side of lower lip 1" x 1/2" inch. The injury no.(1) caused by ligature material and injury nos.(2) and (3) caused by hard and blunt object. As per para-3, 4, 14, 15, 27 of the case diary, the informant in his restatement and the witnesses including the independent witness have corroborated the version of F.I.R. and supported the prosecution case. As per para-3 of the bail petition and para- 78 of the case diary, the petitioner has no criminal antecedent. Investigation is under progress.

In the facts of the case and keeping in view the nature of allegation, gravity of offence and materials available in the case diary, I am not inclined to enlarge the petitioner on bail. Accordingly, the prayer for bail of petitioner, namely, **Jumman Miya stands rejected.**

(Dictated)

Sd/-
Sessions Judge
East Champaran at Motihari
25.03.2026