

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE, SAHARSA

Dated, Saharsa, the 21st July 2026

Present:- Dinesh Sharma, Principal District & Session Judge, Saharsa

B.A. No. 495/2026 (Arising out of Bihra P.S. Case No. 85/2026)

Rahul Mandal

..... Petitioner Vs State of Bihar

In the matter of :-

Rahul Mandal S/o Lilo Mandal

Resident of Village Bela Bagarauli, P.S. Bihra, District-Saharsa.

....Petitioner

Vs

State of Bihar

.....Opposite Party

Appearance :-

For the Petitioner :- Sri Ram Shankar Jha, Adv

For the State :- Sri Krishna Murari Prasad, Ld. P.P.

Sl. No.	Date of proceeding	Order with the signature of the court	Office action taken with date
	21.07.2026	This bail petition has been filed on behalf of the petitioner namely Rahul Mandal S/o Lilo Mandal is in custody since 12.03.2026 in connection with Bihra P.S. Case No. 85/2026 registered under Sections 103(1), 61(2), 238, 3(5) of BNS, 2023. 2. Heard the arguments of the learned counsel for the petitioner and the learned P.P. for the State. 3. It is submitted by the learned counsel for the accused petitioner that petitioner is in custody since 12.03.2026. It is further submitted that petitioner bears no criminal antecedent. It is further submitted that petitioner is quite innocent and has committed no offence and he has falsely been implicated in this case. It is further submitted that petitioner has no manner of concern with the alleged incident and the alleged sections are not applicable against him. It is further submitted petitioner is a man of means and there is no chance of his absconding or tampering with the evidence and he is ready to furnish sound sureties to the full satisfaction of the court. Upon these grounds, the learned counsel prays to grant bail to the petitioner. 4. On the other hand, the learned P.P. has vehemently opposed the prayer of bail.	

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<u>Cont/2- 21.07.2026</u>	5. Rival submissions considered, Record perused. 6. The prosecution case as narrated in typed report of informant Arjun Kumar Mahto is that the marriage of her daughter was solemnized with Rahul Mandal on 24.02.2018 as per Hindu Rites and Rituals. For about 3-4 years ago his son-in-law Rahul Mandal was having an illicit relationship with Pinki Devi wife of Mukesh Mandal. When her daughter Preeti Kumari came to know about the same, she protested the said illicit relationship. About two years ago a panchayati was also held at the house of his son-in-law and he promised not to repeat such a mistake and also gave a written assurance to public representatives. Despite this Rahul Kumar Mandal continued his illicit relationship with Pinki Devi. His daughter Preeti Kumari informed her father-in-law Lalit Mandal, mother-in-law Dular Devi, brother-in-law Rajesh Kumar Mandal and cousin of Rajesh wife (name not known) who all pressured them to hush up the matter. When her daughter protested then they conspired and brutally murdered his daughter on 06.03.2026 A.M. by strangulation. Rahul Mandal and Rameshwar Mandal alongwith their families dumped the dead body on the south bank of the Tunyahi Canal covering it with garbage. He learnt about the said incident from the villagers of Bela Bagrauli thereafter the matter was reported to Bihra P.S. and taking immediate action the dead body was recovered with paddy straw (Pual). 7. The petitioner is the husband of deceased. As per postmortem report the deceased died within twenty four hours from the time of postmortem examination. The postmortem commenced at 04:10 P.M. on 06.03.2026. from the above it appears that the deceased died after 04:10 P.M. on 05.03.2026. The cause of death is due to asphyxia as a result of manual strangulation (throttling).	
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<u>Cont/3-</u> <u>21.07.2026</u>	8. As far as the plea of alibi of the petitioner is concerned, be it noted that as per para 50 of the case diary he was seen in the CCTV footage of Darbhanga Medical College and Hospital at 19:10:20 hours on 05.03.2026. He was also seen at 19:11:42 hours on 05.03.2026 at Darbhanga Medical College and Hospital. As per para 56 of the case diary the petitioner is again seen at 04:00:3 hours at the Administrative Block of Darbhanga Medical College and Hospital and the petitioner was also seen at 07:17:15 hours on 06.03.2026, at 07:17:15 hours, at 07:41:20 hours and at 09:31:56 hours on 06.03.2026 at Darbhanga Medical College and Hospital. 9. Darbhanga Medical College and Hospital is about 90 kilometres away from Saharsa. From the CCTV footage it can not be inferred that the petitioner remained at Darbhanga Medical College and Hospital from 05.03.2026 till 06.03.2026 and never left the Darbhanga Medical College and Hospital. 10. As per the statement of PW Kajal Kumari a quarrel had taken place between the deceased and the petitioner on the day of Holi festival. There are also allegations that the petitioner was having extra marital affair with a lady and the deceased used to oppose the said relations. PW Kajal Kumari has stated in her statement that the deceased was found hanging in the room using her saree as a ligature material. 11. It is pertinent to note here that the cause of death is manual strangulation (throttling). If the case is examined keeping in the cause of death then the facts suggests that someone after strangulating the deceased had hanged the deceased in the room. It has come in para no. 30, 31 and 32 of the case diary that the co-accused Rajesh Kumar Mandal was taking the deceased to the Hospital and after hearing the news that police has come in the village he had thrown the dead body	
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and fled away.

12. The petitioner is the husband of the deceased. The deceased was found dead in unconscious state in the house of the petitioner. The CCTV footage do not ruled out the possibility that the petitioner can not be at him home when the deceased was strangled.

13. Considering the totality of the facts and circumstances, this court is not inclined to grant bail to the petitioner before recording the statements of public witnesses. Resultantly, the prayer for regular bail of the petitioner Rahul Mandal is hereby **rejected**.

(Dictated)

Sd/-

(Dinesh Sharma)

Principal Sessions Judge,

Saharsa

21.07.2026

Date of Judgement/Order	21.07.2026
Date of Reserving Judgement/Order	20.07.2026
Uploading Date	27.07.2026
Uploaded by	Sachin Kumar