

**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE,
SITAMARHI.
B.P No. 585/26.**

Present:- Akhilesh Kumar Jha, Principal District & Sessions Judge,

In the matter of :-

**1. Janif Baitha S/o-Chulhai Baitha, R/o-Bhup Bhairo, P.S& Distt.
Siamarhi.....Petitioner.**

V/S

State of Bihar.....Opposite Party.

Appearance:

For the petitioner : Sri Pankaj Kumar, Advocate.

For the State:- Sri Akeel Ahmad, I/C P.P.

Date of order or proceeding.	Order with the signature of the court.	Office action taken with date.
<u>17.07.2026.</u>	This bail petition has been filed on behalf of the petitioner namely, Janif Baitha who is in custody since 12.5.2026 in connection with Bajpatti PS Case No. 329/19 registered u/s: 304 B/34 IPC. 2. Heard the learned counsel for the petitioner and the learned I/C PP for the State. 3. The learned counsel for the petitioner submitted that the petitioner is quite innocent and has falsely been implicated in this case. Further submitted that there is no eye-witness of the incident. During investigation, statements of witnesses recorded by the I.O, are only from parental home of deceased. The petitioner is distant relative of husband of deceased and he has no criminal antecedent. The petitioner is in judicial custody since 12.5.2026. On these grounds, the learned counsel prayed for grant of bail to the petitioner. 4. On the other hand, the learned I/C PP opposed the prayer for bail and submitted that petitioner is named in the FIR and there is specific allegation against him that he alongwith other co-accused persons assaulted and caused the death of informant's daughter by electrocution. During investigation of the case, in para- 2 of case diary, the informant in her further statement and in paras- 5, 6, 15 and 16 of the case diary, the witnesses have supported the prosecution case. Further as per para-	

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<u>Contd.</u> <u>17.07.2026.</u>	4 of the case diary, inquest report of deceased, the deceased died due to electrocution. As per postmortem report, para-27 of the case diary, the cause of death of deceased is cardiac arrest as a result of burn injury due to electrocution. Further submitted that after rejection of anticipatory bail by the Hon'ble Court, the petitioner was absconding from long time and process against him was also issued. On these grounds, the learned I/C PP prayed for rejection of bail petition. 5. The prosecution case, in short, as per written application of the informant namely, Saimun Khatoon is that her daughter Rahana Khatoon married with Ali Mohammad in the year 2013. Thereafter, she was being subjected to cruelty and harassment, on account of non-fulfillment of demand of a she-buffalo and cash Rs. 50,000/-. Then, informant brought her daughter to her house and about three years later, her son-in-law took her daughter, after making a bond and giving assurance that her daughter would not be harassed. But while taking her daughter, her son-in-law told that her daughter would be killed by electrocution. On 20.09.2019 at about 1.00 PM, the informant got information that her daughter has died due to electrocution. Thereafter, the informant with her family members went to matrimonial home of daughter and found her lying dead. Nobody was present at the house. The informant claimed that Ali Mohammad, Janif Baitha, Madina Khatoon, younger brother of Ali Mohammad and wife of his younger brother, assaulted her daughter with lathi, danda, belt and electrocuted her to death. 6. Perusal of record shows that the petitioner is named in the FIR. Allegation against the petitioner is that he alongwith other co-accused persons allegedly assaulted and caused death of informant's daughter by electrocution. During investigation, the informant in her further statement and other witnesses have supported the prosecution case. As per postmortem report, the cause of death of	
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deceased is sudden cardiac arrest as a result of burn injury due to electrocution.

7. Considering the aforesaid facts & circumstances of the case, serious nature of allegation against the petitioner, this Court is not inclined to grant bail to the petitioner. Accordingly, his prayer for bail is hereby rejected.

(Dictated)

Sd/-

Principal Sessions Judge,

Sitamarhi.

17.07.2026.

Date of Judgment /Order	17.07.2026.
Date of Reserving Judgment/Order	17.07.2026.
Uploading Date	18-07-2026
Uploaded by	Purushotam Kumar