

ASDR010008052026



Presented on : 31-07-2026
 Registered on : 31-07-2026
 Decided on : 14-08-2026
 Duration : 0 years, 0 months, 14 days

Assam Schedule VIII, Form No.127
 High Court Criminal Form No.(M) 106

DISTRICT: DARRANG.

:: IN THE COURT OF THE SESSIONS JUDGE :: DARRANG ::
:: MANGALDAI ::

Misc. (B) Case No. 246 of 2026.

Serial No.of Orders.	Date.	Order.	Signature.
	14.08.2026	Case Record along with the Case Diary are placed before me. Heard Learned Counsel for both the sides. This bail petition no. 2259/26, filed by one Pranay Sankar Nath, seeking for bail of accused person Jitumoni Kumar, who is detained since arrest on 28.07.2026, in connection with Sipajhar P.S. Case No. 116 of 2026, registered U/S 108 of the B.N.S., 2023 Perused and considered available materials including the materials on Case Diary. During hearing, Learned Counsel for the accused person has submitted that the accused person is in no way involved in commission of any offence. Learned Counsel for the accused person has further submitted that the deceased Bimal Kumar, the husband of the accused person was a habitual	

	14.08.2026	drinker, and on numerous occasions he had subjected her to cruelty along with her in laws and the Police authority was also informed in this regard. Learned Counsel for the accused person again submitted that there were "Raj mels" (Public meetings) for mediation purpose too and result in one of such meeting was reduced to a written "Aposh nama" (Deed of Compromise), executed by and between the accused and her deceased husband, copy of which was also filed before the Court. Learned Counsel for the accused person furthermore submitted that since the birth of a girl child, the husband of the accused person and her in-laws being unhappy, subjected her to cruelty, thereby compelling her to shelter in her parental home. Learned Counsel for the accused person has also submitted that on 25.07.2026, the accused person had lodged an F.I.R. against her husband on the refusal by her husband and in-laws to accept her return to the matrimonial home with her girl child but on 26.07.2026, at about 10:00 A.M., she was asked to help in searching Adhaar Card of her husband, informing her that he had been suffering from high blood pressure and for his hospital admission, the Adhaar Card is required. Learned Counsel for the accused person submitted that then only she could come to know that her husband	
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	14.08.2026	has consumed poison where she had no role and prayed for granting bail to the accused person on any condition. Per contra, Learned Public Prosecutor appearing for the State resisted the bail and prayed for rejection. Upon perusal and consideration of the Case Diary, it appears that allegations incorporated in the F.I.R. dated 27.07.2026, <i>inter-alia</i>, is that the accused person and the son of the informant had quarrelled on 26.07.2026, at about 08:30 P.M., and unable to bear mental torture inflicted by the accused, the son of the informant Bimal Kumar consumed poison and he died on the basis of which case was registered setting investigation in to motion. Perusal and consideration further revealed the materials on Case Diary so far collected by the Investigating Officer points out that investigation has sufficiently progressed as the examination of material witnesses have been completed. Considering the progress of investigation vis-à-vis the accused person above named being a woman, I am of the mindful opinion that in the event conditional bail is granted to the accused person same would be befitting to the surrounding facts and attending circumstances of the instant case. In above view of the matter, accused person Nitumoni Kumar is hereby allowed to go on bail of Rs.	
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	14.08.2026	50,000/- (Rupees Fifty Thousand) with two sureties of like amount each to the satisfaction of the Learned Eleka Magistrate with following conditions: i) that the accused person shall appear before the concerned Investigating Officer during day time, if necessary, for the purpose of investigation, for a period of next two months or till filing of Final Form, whichever is earlier; ii) that the accused person shall not leave the territorial jurisdiction during pendency of investigation without permission of the Investigating Officer; iii) that the accused person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him/them from disclosing such facts to the Court or to any Police Officer; Send a copy of this order by e-mail to the accused person through the Superintendent, District Jail, Darrang, Mangaldai. The bail prayer of accused person is disposed of accordingly. Return the Case Diary in a sealed cover to the Investigating Officer.	Sessions Judge, Darrang, Mangaldai.
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