

In The Court of Sessions Judge, Gonda

Bail Application No. 515/2026

CNR No. UP GD01001544-2026

Virendra Pandey, aged about 59 years, S/o Ramdev Pandey, R/o Chauhanpurwa, P.S.- Kotwali Mnakapur, District- Gonda.

.. Accused /applicant

Versus

State of Uttar Pradesh

... Opposite party

Date: 11.03.2026

1- This bail application has been moved on behalf of accused/applicant **Virendra Pandey** U/s 483 BNSS in relation to case crime no. 06/2026, U/s 85, 80(2) BNS and Section 3/4 D.P. Act, P.S.- Kotwali Mankapur, District- Gonda. Accused/applicant is in judicial custody.

2- As per the First Information Report, the complainant, Mohit Tiwari, has stated that he has solemnized the marriage of his sister, Dali Tiwari, with Shivam Pandey, S/o Virendra Pandey, as per Hindu rites on 08.12.2020. At the time of marriage he has given gifts and dowry as per his capacity. It is next alleged that the accused persons named in the FIR were not satisfied with the dowry and gifts so given and harassed the deceased physically and mentally. In shape of dowry accused persons allegedly used to demand a car and gold chain. It is further alleged that on 31.12.2025, the deceased, using her mobile number 8090246291, made a Whats App call to the complainant on his mobile number 9554200885, during which she was crying and informed him that the accused persons had severely assaulted her and also her life was in danger. Thereafter, on 02.01.2026, the complainant was informed by his brother-in-law that his sister was in a critical condition and admitted to SCPM Hospital, Gonda. Upon reaching the hospital, the complainant noticed multiple injuries on her body. Subsequently, on 03.01.2026, the deceased succumbed to her injuries during treatment at Nova Hospital situated in Lucknow.

3- On the basis of above information, on 05.01.2026 a first information report U/s 85, 80(2) BNS and Section 3/4 D.P. Act was lodged against 04 named persons (including present accused/applicant) at police station concerned in aforesaid case crime number.

4- It is contended on behalf of accused/applicant that he is innocent and has falsely been implicated in the instant case. FIR is delayed and after thought. No reason for delay was shown. No specific role of accused/applicant is shown in the alleged FIR. There is contradiction in the version of complainant and injuries shown in the postmortem report. As per post-mortem report there is no injury on the body of the deceased except surgical injury. Deceased had died during treatment. No offence in aforesaid section made out against accused/applicant. As per post mortem report cause

of death of deceased could not be ascertained and hence viscera is preserved. At the time of alleged incident accused/applicant was not present on the spot but he was on his duty and on having information reached at SCPM hospital. It is also submitted that all the expenses of the deceased treatment was met by accused/applicant and his son. On 06.01.2026 accused/applicant was apprehended by the police without telling him any reason for the arrest. On the above grounds, it is urged to enlarge the accused/applicant on bail.

5- Contrary to that learned DGC (Crl.) for the State opposed the instant bail and vehemently argued that accused/applicant along with other co-accused persons is named in the FIR. Accused/applicant is father-in-law of the deceased. Deceased had died in her matrimonial house within 07 years of her marriage otherwise than natural condition. After marriage, accused/applicant along with other co-accused persons used to harass the deceased for additional demand of dowry. In shape of dowry accused persons used to demand a car and gold chain. It is next submitted that while preparation of inquest report, injuries on neck, elbow and little finger of the deceased were found. Investigation is going on and charge-sheet is still awaited. Offence is heinous in nature. Apart from this, the ground of plea of alibi has not force as this stage and also anticipatory bail application of co-accused Rekha has already been rejected by this court. On the above grounds urged for rejection of the bail application.

6- Heard, learned counsel for the accused/applicant and learned DGC (Crl.) for the State and perused the record.

7- On perusal of record, it transpires that it is not disputed that deceased was married with Shivam Pandey on 08.12.2020. It is also not disputed that death of the deceased occurred within 07 years of her marriage in her matrimonial home. Accused/applicant is father-in-law of the deceased. In statement U/s 180 BNSS complainant has supported the prosecution version and stated to I.O. that accused/applicant along with other co-accused persons used to harass and assault his sister for additional dowry. In the shape of dowry, accused persons used to demand car and gold chain.

9- In post-mortem report of the deceased Dali Pandey following ante-mortem injury is found on her body:-

Surgical drain wound present on lateral aspect of left side of chest, 10 cm lateral to left nipple. Immediate cause of death could not be ascertained and viscera is preserved.

10- It is not the case of accused/applicant that deceased had died in natural condition. Investigation is going on and charge-sheet is still awaited. Offence is heinous in nature. Apart from this, co-accused Rekha anticipatory bail application is already rejected by this court and role of accused/applicant is also not different from that.

11- As regard the ground of plea of alibi, it is a subject matter of trial and can not be considered at this stage.

12- Accordingly, in light of above fact and circumstances of the case and seeing the nature and gravity of the offence, in my opinion, it is not a fit case for bail.

Order

Bail application 515/2026 moved on behalf of accused/applicant **Virendra Pandey** in relation to case crime no. 06/2026, U/s 80(2), 85 BNS and Section 3/4 D.P. Act, P.S.- Mankapur, District- Gonda is hereby **rejected**.

Dated : 11.03.2026

(Durg Narain Singh)
Sessions Judge,
Gonda
ID No. UP 5863