

IN THE HIGH COURT OF JHARKHAND AT RANCHI

Cr. Rev. No. 683 of 2026

**Ganesh Yadav @ Ganesh Kumar @ Ganesh Kumar Yadav**, S/o  
Ajay Yadav, R/o Vill- Nara Dholgadia, P.O. & P.S.- Saraiyahat,  
Dist.- Dumka, Jharkhand, represented through his cousin  
grandfather and natural guardian Ghanshyam Yadav, S/o  
Harinath Yadav, R/o Vill- Naya Dholgadhiya, P.O.- Jokela &  
P.S.- Saraiyahat, Dist.- Dumka, Jharkhand.

--- --- **Petitioner**

Versus

State of Jharkhand --- --- **Opposite Party**

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**CORAM: HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY**

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For the Petitioner : Mr. Bhaiya V. Kumar, Adv.  
For the State : A.P.P.  
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**04/09.09.2026** Heard Mr. Bhaiya V. Kumar, learned counsel for  
the petitioner and learned A.P.P.

**2.** This application is directed against the judgment  
dated 12-03-2026 passed by the learned Presiding Officer,  
Children's Court, Dumka in Criminal (Misc.) Appeal  
No. 02/2026, whereby and whereunder, the order dated  
07-11-2025 passed by the learned Principal Magistrate,  
Juvenile Justice Board, Dumka in connection with  
Saraiyahat P.S. Case No. 27/2025 rejecting the prayer for bail  
of the petitioner has been affirmed.

**3.** The prosecution case reveals that the marriage of  
the sister of the informant was solemnized with the petitioner  
in May 2024 as per Hindu rites and customs. After one month  
of the marriage, the sister of the informant was mentally and  
physically tortured by the petitioner and his family members  
for non-fulfillment of the demand of a motorcycle as dowry. It  
has been alleged that on 28-01-2025 at 07:00AM, the father  
of the petitioner informed the informant that his sister is  
missing since last night. At this information, the informant

went to the matrimonial house of his sister and came to know that on 27-01-2025, the accused persons had assaulted his sister for dowry. It was suspected that the husband and in-laws of the sister of the informant have committed her murder and have concealed the dead body.

**4.** It has been submitted by Mr. B.V. Kumar, learned counsel appearing for the petitioner that the petitioner is in custody since 04-02-2025. The petitioner is the husband of the deceased, who had committed suicide as she was frustrated with the marriage being older by several years to the petitioner. There has been an unexplained delay of 6 days in lodging the First Information Report. It has been submitted that the Social Investigation Report is not adverse to the cause of the petitioner.

**5.** Learned A.P.P. has opposed the prayer made by the petitioner in this application and has submitted that release of the petitioner would bring him in contact with anti-social elements which would be detrimental to the mental and psychological growth of the petitioner.

**6.** I have heard both the learned counsels and have also perused the Case Diary produced by the learned A.P.P.

**7.** Though the informant and his family members have supported the allegations of the petitioner and his relatives committing torture upon the deceased and had caused disappearance of the dead body after committing her murder, but the evidence of the independent witnesses recorded at paragraphs 46, 47 and 48 of the Case Diary have given an altogether different reason for the death as after the marriage, there was quarrel between the petitioner and the deceased on trivial issues and the deceased had committed suicide out of anger. The body was recovered from a well and the cause of death was opined to be asphyxia due to drowning. There does not seem to be any external or internal

injuries found on the person of the deceased.

**8.** So far as the Social Investigation Report is concerned, observations of which finds place in the impugned order the petitioner is a student of class 8 and wants to assist his parents economically and intends to be a good citizen. The petitioner does not have any criminal antecedent and he is in Observation Home since 04-02-2025. The findings of the Social Investigation Report gives a glimmer of hope that the petitioner would not indulge in any criminal activities and his mental and psychological health would progress in a positive direction.

**9.** On consideration of the aforesaid discussions, the order dated 07-11-2025 passed by the learned Principal Magistrate, Juvenile Justice Board, Dumka in connection with Saraiyahat P.S. Case No. 27/2025 and the judgment dated 12-03-2026 passed by the learned Presiding Officer, Children's Court, Dumka in Criminal (Misc.) Appeal No. 02/2026 are hereby quashed and set aside and the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) only with two sureties of the like amount each, to the satisfaction of learned Principal Magistrate, J.J. Board, Dumka in connection with Saraiyahat P.S. Case No. 27/2025, subject to the condition that the cousin grandfather of the petitioner, namely, Ghanshyam Yadav shall take care of the petitioner and shall prevent the petitioner to mingle with anti-social elements.

**10.** This application is **allowed**.

**11.** Pending I.A.(s), if any, stands closed.

**(Rongon Mukhopadhyay, J.)**

*Dated- 09<sup>th</sup> September, 2026.*

*Preet/-*

*Uploaded on: 10 /09/2026.*