

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 6008 of 2025

1. Maksudan Soni @ Madhusudan Soni, aged about 71 years, son of Kesho Soni
 2. Gaytri Devi, aged about 39 years, wife of Birendra Prasad Soni
Both resident of Village- Mahugawan, P.O. & P.S. Pandu, District- Palamau
- ... Petitioners**

-Versus-

The State of Jharkhand

... Opposite Party

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR DWIVEDI

For the Petitioners : Mr. Jitendra Shankar Singh, Advocate
For the State : Mr. Rakesh Ranjan, A.P.P.

04/16.10.2025 Heard learned counsel appearing for the petitioner and learned counsel appearing for the State.

2. The petitioners are apprehending their arrest in connection with Pandu P.S. Case No.53 of 2025, registered for the offence under Sections 80(2), 61(2), 3(5) of the BNS, pending in the Court of the learned Judicial Magistrate, Daltonganj at Palamau.

3. Learned counsel appearing for the petitioners submits that petitioner no.1 is the father-in-law of the deceased and he is aged about 71 years and petitioner no.2 is married sister-in-law of the deceased. He further submits that there is no specific allegation of their being involved in any kind of crime, as alleged in the FIR. He then submits that in the postmortem report, it has come that there is no external injury found on the body of the deceased and it has also come that the cause of death is asphyxia due to antemortem hanging. On these grounds, he submits that the petitioners may kindly be enlarged on anticipatory bail.

4. Learned counsel appearing for the State opposed the prayer and submits that the case is also registered under Section 80(2) of the BNS, 2023

and in view of that, anticipatory bail may not be granted to the petitioners.

5. Considering that petitioner no.1 is father-in-law of the deceased and he is aged about 71 years and petitioner no.2 is married sister-in-law of the deceased and in the postmortem report, no external injury has been found on the body of the deceased and the cause of death is asphyxia due to antemortem hanging and how these petitioners have instigated the deceased to take such step, is not apparent from the FIR and in the attending facts and circumstances of the case, I am inclined to extend the privilege of anticipatory bail to the petitioners.

6. Accordingly, the above-named petitioners are directed to surrender before the learned Court within three weeks from today and in the event of their arrest or surrender, they will be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Daltonganj at Palamau in connection with Pandu P.S. Case No.53 of 2025, subject to the conditions as laid down under Section 482(2) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

(Sanjay Kumar Dwivedi, J.)

Dated: 16th October, 2025
Ajay/