

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50594 of 2015

Arising out of PS.Case No. -90 Year- 2015 Thana -RAJOUN District- BANKA

Manoj Harijan, son of Suresh Harijan, resident of village - Mohanpur, P.S.
Rajoun, District - Banka.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

with

Criminal Miscellaneous No.51867 of 2015

Arising out of PS.Case No. -90 Year- 2015 Thana -RAJOUN District- BANKA

Rekha Devi, wife of Manoj Harijan, resident of Village- Mohanpur, P.S.-
Rajoun, District- Banka.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

(In Cr.Misc. No.50594 of 2015)

For the Petitioner/s : Mr. Brij Nandad Prasad

For the Opposite Party/s : Mr. Ashok Kr.Singh, APP

(In Cr.Misc. No.51867 of 2015)

For the Petitioner/s : Mr. Brij Nandad Prasad

For the Opposite Party/s : Mr. Ashok Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

2 10-11-2015

Heard the parties.

The petitioners are father-in-law and mother-in-law
respectively and are in custody in connection with Rajoun P.S.
Case No.90 of 2015 registered for the offences punishable
under sections 304(B) and 323/34 of the Indian Penal Code.

Learned counsel for the petitioners with reference to
the FIR present at Annexure-1 submits that except the sweeping



allegation regarding demand of dowry accompanied with threat there is no other allegation against these petitioners. He further with reference to the postmortem report submits that the death is due to poisoning and in absence of any external injury on the person of the deceased the petitioners cannot be charged with the alleged offence. He further submits that the very fact that the deceased was subjected to postmortem and the body was not disposed of surreptitiously by these petitioners is another factor for consideration.

Having heard learned counsel for the parties and considering the submissions so advanced let the petitioners in the two applications, namely, Manoj Harijan (in Cr. Misc. No.50594 of 2015) and Rekha Devi (in Cr. Misc. No.51867 of 2015) be released on bail upon each of them furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Rajoun P.S. Case No.90 of 2015.

(Jyoti Saran, J)

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