

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.19795 of 2015

Arising Out of PS.Case No. -41 Year- 2015 Thana -BHORE District- GOPALGANJ

1. Dhanpatiya Devi
2. Ram Bircha Singh

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Naresh Dikshit-Advocate

For the Opposite Party/s : Mr. Raj Kishore Singh- (A.P.P.)

CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI
ORAL ORDER

02 15-05-2015 Heard learned counsel for the petitioners as well as
learned Additional Public Prosecutor.

It happens to be a case related to torture and cruelty.
In ordinary course of nature, the mother in-law, father in-law and
other family members excluding the husband is entitled for
anticipatory bail and should be allowed, but in case, there happens
to be allegation, then in that event, the aforesaid privilege is found
completely shut down.

Now, coming to the allegation, there happens to be
specific averment in the written report regarding father in-law and
mother in-law, how they behaved with the informant.

That being so, I do not see it a fit case for grant of
anticipatory bail to the petitioner no.1, **Dhanpatiya Devi**.
Accordingly, prayer of petitioner no.1 is rejected.

With regard to petitioner no.2, **Ram Bircha Singh**, he is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gopalganj in connection with Bhorey P. S. Case no.41 of 2015, in event of his arrest/ surrender within four weeks subject to condition as enumerated under Section 438(2) of the Cr.P.C.

Vikash/-

(Aditya Kumar Trivedi, J)

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