

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.18147 of 2015

Arising Out of PS.Case No. -173 Year- 2014 Thana -KHAGAUL District- PATNA

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Sumitra Devi W/o Late Shiv Pujan Sao, Resident of village - Dalluchak,
P.S. Khagaul, Distt. - Patna

..... Petitioner/s

Versus

The State of Bihar.

..... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Gautam Shah

For the Opposite Party/s : Mr. Aditya Narayan Singh (App)

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

3 09-07-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is seeking anticipatory bail
in connection with Khagaul P.S. Case No. 173 of 2014 registered
for offences under sections 341, 323, 307, 498(A) of the Indian
Penal Code and Section 3/ 4 of the Dowry Prohibition Act.

Allegation has been made that the victim was married
to Mansu @ Gappu and in the marriage, informant side gave the
ornament of Rs. 3,00,000/- as well as other articles to the husband
as gift but accused persons were not satisfied with the same and
they have tortured the victim. On many times, effort was made for
settlement but accused persons were not satisfied. On 14.8.2014,
the informant gave a call to her sister but she did not respond the

same whereupon the informant went there and saw the body of her sister(victim) which was lying in unconscious position and family members were not available.

Counsel for the petitioner submits that the petitioner is aged 71 years and has no any connection with the aforesaid offence.

Counsel for the petitioner submits that there is delay of 10 days. The first information report speaks itself explaining the delay.

Counsel for the informant submits that accused persons assaulted the victim in such manner, caused serious injury which resulted the victim is in unconscious position till today and she will remain the same always as appears from the report of Hospito India.

This Court is not inclined to grant bail to the petitioner, accordingly, this petition is rejected.

If the petitioner surrenders before the court below within 15 days, the court below will hear the case on the same date and pass the order in accordance with law.

(Shivaji Pandey, J)

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