

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50759 of 2015

Arising Out of PS.Case No. -246 Year- 2002 Thana -KHAGARIA COMPALINT CASE District-
KHAGARIA

- =====
1. Gulshan Khatoon, W/o Sattar @ Md. Sattar Miyan, resident of village-
Temtha, P.S.- Parbatta, District- Khagaria
 2. Md. Ishmul, S/o Sattar @ Md. Sattar Miyan, resident of village-
Temtha, Police Station- Parbatta, District- Khagaria

.... Petitioner/s

Versus

1. The State of Bihar
2. Arhula Khatoon, W/o Mohammad Yunus, resident of village- Sahori,
Police Station- Bihpur, District- Bhagalpur

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Choudhary, Advocate

For the Opposite Party/s : Mr. Gopesh Kumar(App)

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 03-11-2015 Heard learned counsel for the petitioners and the
State.

Petitioners being the mother and brother of the
husband of the victim are apprehending their arrest in a
complaint case in which processes have been directed to be
issued after cognizance being taken for the offences punishable
under Sections 304B, 201, 498A of the Indian Penal Code and
3/4 of the Dowry Prohibition Act.

Accusation is of killing the pregnant daughter of
the informant for non-fulfillment of dowry demand within two
years of marriage and disposing of the dead body.

It is submitted by the learned counsel for the
petitioners that though the Complaint was filed in 2002 and

the processes have been issued in 2003, but never any processes have been served or executed against the petitioners and warrant has been issued only in 2014. The petitioner no. 1 is an aged lady.

Considering the fact that the Complaint was filed in 2002 and cognizance was taken in 2003, let the learned court below consider the prayer for regular bail of the petitioners, if the petitioners surrender before the learned court below within a period of six weeks from today in connection with Complaint Case No. 246C of 2002, pending in the court of learned Sub-Divisional Judicial Magistrate, Khagaria.

With the above observation this application is disposed of.

(Dinesh Kumar Singh, J)

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