

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40643 of 2014

Arising Out of PS.Case No. -83 Year- 2014 Thana -BHOOREY District- GOPALGANJ

Smt. Sharda Devi

.... Petitioner.

Versus

The State of Bihar

.... Opposite Party.

with

Criminal Miscellaneous No.42725 of 2014

Arising Out of PS.Case No. -83 Year- 2014 Thana -BHOOREY District- GOPALGANJ

Rajesh Baitha

.... Petitioner.

Versus

The State of Bihar

.... Opposite Party.

Appearance :

(In Cr.Misc. No.40643 of 2014)

For the Petitioner : Mr. Dhramveer, Advocate.

For the Opposite Party : Mr. Indu Kumari Srivastava (App)

(In Cr.Misc. No.42725 of 2014)

For the Petitioner : Mr. Dhramveer, Advocate.

For the Opposite Party : Mr. A.Dayal(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

3 20-01-2015 Heard learned counsels for the petitioners
and the State.

The petitioners being the mother-in-law and
the husband of the victim are languishing in custody
since 01.06.2014 in a case registered for the
offences punishable under Section 304(B)/34 of the
Indian Penal Code.

The accusation is of killing the daughter of
the informant after two years of marriage for non-

fulfillment of dowry demand.

It is submitted by learned counsel for the petitioners that the witnesses in paragraph nos. 28 to 32 of the case diary have deposed that the victim had some relationship with some boy as a result the husband snatched the Mobile and thereafter she went on the roof of the house when the victim locked the door from inside and committed suicide.

It is submitted by learned counsel for the informant that the death has taken place even after two years of marriage and torture was inflicted prior to occurrence for non-fulfillment of dowry demand. The post mortem reflects ligature mark on the neck.

Considering the nature of accusation and the fact that the accusation is not specific against the petitioner Smt. Sharda Devi, let her 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 C.J.M. Gopalganj, in connection with Bhorey P.S. Case No. 83 of 2014.

Since the petitioner Rajesh Baitha is the husband of the victim, this Court is not inclined to grant bail to him in connection with Bhorey P.S. Case No. 83 of 2014, pending in the court of the learned C.J.M., Gopalganj.

The prayer for bail of petitioner Rajesh Baitha is rejected.

Let the trial be expedited.

U.K./-

(Dinesh Kumar Singh, J)

U		T	
---	--	---	--