

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27541 of 2016

Arising Out of PS.Case No. -260 Year- 2015 Thana -BELAGANJ District- GAYA

1. Madhu Devi @ Indu Devi wife of Madan Mishra, resident of village-
Churihara Bigha, Police Station- Belaganj, District- Gaya.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manish Kumar No-2, Advocate

For the Opposite Party/s : Mr. Sri Mithilesh Kumar Khare

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 11-07-2016

Heard learned counsel for the petitioner and the
State.

Petitioner being the brother's wife of the
husband of the victim is languishing in custody since
08.04.2016 in a case registered for the offences punishable
under Sections 498A, 304B/34 of the Indian Penal Code.

The prosecution case is of killing the sister of the
informant by administering poison for non fulfillment of
dowry demand.

It is submitted by the learned counsel for the
petitioner that as per own admission of the informant, the
marriage was performed in 2007 and the victim died on
23.11.2015. Hence, the case does not come within the
purview of Section 304B of the Indian Penal Code. The
victim died due to illness. The certificate issued by the

A.N.M.M.C. Hospital, Gaya (Annexure-2) reflects that victim died on 23.11.2015 due to cardio respiratory arrest. The investigation has already concluded.

Considering the aforesaid facts, let the above named petitioner, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Gaya in connection with Belaganj P.S. Case No. 260 of 2015.

(Dinesh Kumar Singh, J)

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