

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6351 of 2016

Arising Out of PS.Case No. -114 Year- 2015 Thana -SHIWAPATHI District- MUZAFFARPUR

- =====
1. Rakesh Prasad Son of Shatrughan Prasad
 2. Usha Devi wife of Shatrughan Prasad
- Both residents of Village- Harsher, P.S. Siwaipatti, District- Muzaffarpur.

.... Petitioners

Versus

1. The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Arun Kumar

For the Opposite Party/s : Mr. Amrendra Pd.(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 13-05-2016 Heard learned counsel for the petitioners and
learned counsel appearing on behalf of the State.

It is submitted by the learned counsel for the
petitioners that the petitioner no. 1 has been taken into custody
and therefore, the application as against petitioner no. 1 has
become infructuous.

Accordingly, the application as against petitioner
no. 1 is dismissed as infructuous.

So far as the petitioner no. 2 is concerned, she,
being the mother-in-law, is apprehending her arrest in
connection with Siwaipatti P.S. Case No. 114 of 2015
registered for the offences punishable under Section 304(B)/34
of the Indian Penal Code and Section 3/4 of the Dowry

Prohibition Act.

The allegation against her is that she had been resisting the love marriage of the victim girl with her son and therefore, the present case has been lodged making far-fetched allegation against her.

Considering the aforementioned facts and circumstances of the case and also the fact that there is no cogent material against the petitioner no. 2 in the present case, let the petitioner no. 2, Usha Devi, in the event of her arrest / surrender within a period of four weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the each amount to the satisfaction of the learned Sub-Judge-9th-cum-Additional Chief Judicial Magistrate, Muzaffarpur in connection with Siwaipatti P.S. Case No. 114 of 2015, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

ajaypd./-

(Anjana Mishra, J)

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