

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39025 of 2015

Arising Out of PS.Case No. -85 Year- 2015 Thana -RANIGANJ District- ARRARIA

- =====
1. Jai Prakas Mandal @ Prakash Mandal S/o Late Yoganand Mandal
2. Nibha Devi @ Nibho Devi W/o Prakash Mandal Both Resident of
Village Nagrahi, P.S. Raniganj, District Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

3 23-02-2016 Heard the counsel for the petitioner and Mr. M. Dayal,

APP for the State.

Petitioners herein seek anticipatory bail in Raniganj
P.S. Case No. 85 of 2015 under Section 304 (B)/34 of Indian
Penal Code.

The petitioners are brother-in-law (Bhaisur) as well as
sister-in-law (Gotni) of the deceased. Within two years of
marriage of the daughter of the informant with the brother of
petitioner no. 1, she was done to death in the mysterious
circumstances while she living in Sasural. Allegation is that the
accused persons tortured her for dowry and committed her death.

Contention of the petitioner is that they live separately
and they have no concern with the affairs of deceased and her
husband. Husband of the deceased is in custody. On the

relevant date and time, they were not in the village.

The APP appearing for the State opposing the prayer submits that they have been cited as accuseds in the FIR. Presumption in law is against the petitioners.

Considering the seriousness of the allegation and the presumption of having committed the offence, this court is not inclined to extend the privilege of anticipatory bail.

Petitioners should be well advised to surrender and seek regular bail.

The application is disposed of.

(Kishore Kumar Mandal, J)

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