

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24768 of 2016

Arising Out of PS.Case No. -6 Year- 2016 Thana -SARAIYA District- MUZAFFARPUR

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1. Raj Pati Devi, wife of Ramesh Roy, resident of Village-Parahiyan, P.S.+
P.O.- Saraiya, District-Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mani Bhushan Kumar

For the Opposite Party/s Mr. Parmeshwar Mehta(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

02/ 14.06.2016 Heard learned counsel for the petitioner as well as
learned Addl. Public Prosecutor for the State.

Petitioner being mother-in-law of the deceased
apprehends her arrest in connection with Saraiya P.S. Case no.
06/2016 registered under sections 304B, 201/34 of the Indian
Penal Code.

The day and year of the marriage has not been
disclosed in the written report nor there is any allegation of
illegal demand against the petitioner and other accused in the
written report of the informant but in spite of that officer-in-
charge of Saraiya police station registered the case under
section 304B of the Indian Penal Code.

It appears that the concerned officer-in-charge does
not know even the basic ingredient of section 304B of the
Indian Penal Code.

Moreover, husband of the petitioner has already been enlarged on anticipatory bail by a coordinate bench of this court vide order dated 5.5.2016 passed in Cr. Misc. No.20033/2016.

Accordingly, it is ordered that in the event of arrest/ surrender within four weeks from the date of receipt of this order to the concerned court, let the petitioner be released on bail on furnishing bail bonds of Rs 10,000/- with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Muzaffarpur in Saraiya P.S. Case no. 06/2016 subject to condition as laid down under section 438(2) of the Cr.P.C.

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(Hemant Kumar Srivastava,J)

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