

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.29799 of 2017

Arising Out of PS.Case No. -23 Year- 2017 Thana -HILSA District- NALANDA
(BIHARSHARIFF)

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Girija Devi, Wife of Late Nandu Ram, resident of Village: Chamhera,
P.S.: Ekangarsarai, District- Nalanda..... Petitioner

Versus

The State of Bihar. Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sada Nand Roy

For the Opposite Party/s : Mr. Sri Kumar Virendra Narayan

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 11-07-2017 Heard learned counsel for the petitioner and learned
APP representing the State.

The petitioner seeks bail in connection with Hilsa P.S.
Case No. 23 of 2017 registered for the offence punishable under
Sections 304B/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that from
perusal of the first information report, so far as the petitioner is
concerned, it reveals that there is no allegation of demand of
dowry and she is not even the members of the family of the
husband of the deceased. The petitioner is distantly related and is
maternal grand-mother-in-law of the deceased. The petitioner is
residing at a distance of 25 kilometer in different village and
Anchal. The daughter and son-in-law of the petitioner have
already been allowed pre-arrest bail vide Cr. Misc. No. 16432 of



2017 on 15.06.2017 by another co-ordinate Bench of this Court. The petitioner is suffering in custody since 19.02.2017, chargesheet has already been submitted and there is no chance of tampering with prosecution evidence and as such the petitioner deserves sympathetic consideration.

Learned APP is not in a position to distinguish the case of the petitioner from that of co-accused who have been allowed pre-arrest bail vide Cr. Misc. No. 16432 of 2017.

In the facts and circumstances stated above, the petitioner above named is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M. I, Hilsa, Nalanda in connection with Hilsa P.S. Case No. 23 of 2017, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on her part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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