

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11609 of 2017

Arising Out of PS.Case No. -74 Year- 2016 Thana -ASSAON District- SIWAN

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1. Marachhiya Devi W/o Kanhaiya Chauhan Resident of Village - Kharadra
Noniya Tola, P.S. - Aasoan, District - Siwan.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brajesh Kumar

For the Opposite Party/s : Mr. Sri Parmeshwar Mehta

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

3 08-04-2017 Heard both sides.

The petitioner seeks bail in Assaon P.S. case No. 74
of 2016 under Section 304B/34 of the Indian Penal Code.

The father of the deceased stated that he married his
daughter, Rangita, with Raju Chauhan on 26.04.2016 but
immediately after marriage Raju Chauhan, his father, Kanhaiya
Chauhan, and mother Marachhiya Devi, the petitioner, began to
demand additional dowry and started subjecting his daughter to
physical and mental torture. The informant made all efforts to
assure the accused persons to keep his daughter properly but on
22.07.2016, at about 9 in the night, the informant got information
that his daughter was killed. On such information, he went there
and found dead body of his daughter lying and the accused



persons were not present in the house.

The learned counsel for the petitioner submits that petitioner is mother-in-law of the deceased and no specific allegation is made against her. The husband is already in jail. It is further submitted that the deceased herself committed suicide as she was not happy with her marital relation with her husband on account of her relation with someone else and that is why she committed suicide.

The learned Additional Public Prosecutor vehemently opposed the prayer for bail.

It appears that almost all the witnesses have stated that petitioner and others, including husband and father-in-law, killed the deceased by strangulating her. The deceased was killed within three months of her marriage in her matrimonial house.

Considering the facts aforesaid, I am not inclined to enlarge the petitioner on bail. Accordingly, the same is rejected.

(Prabhat Kumar Jha, J)

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