

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55189 of 2017

Arising Out of PS.Case No. -130 Year- 2017 Thana -GHOSI District- JEHANABAD

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1. Darpan Devi, Wife of Sri Arjun Paswan,
2. Ranju Devi @ Sanju Devi, Wife of Sri Ranjeet Paswan, Both resident of
Village- Anantpur, P.S.- Ghosi (Okari) District- Jehanabad.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bhola Kumar

For the Opposite Party/s : Mr. Sri Tarkeshwar Nath Thakur

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 18-01-2018 Heard the learned counsels for the petitioner, the
informant and the State.

The petitioners who are the mother-in-law and the
sister-in-law respectively of the deceased have sought for pre-
arrest bail in connection with Ghosi (Okari) P.S. Case No. 130 of
2017 dated 08.06.2017 instituted for the offences under Sections
304(B), 201/34 of the Indian Penal Code.

From the FIR it appears that the deceased was
married to the son of petitioner no. 1 in the year 2011 and two
children were born out of the wedlock. There was a demand of
dowry from before by all the accused persons and later, on
06.06.2017 the son of the informant was informed on telephone
that his daughter and her minor son have been burnt to death.



Learned counsel for the petitioners has submitted that a vague and a general statement has been made in the FIR that there was a demand of additional dowry from the deceased. It has also been submitted that a false statement has been made in the FIR that the deceased was married to son of the petitioner no. 1 in the year 2011. The fact of the matter, it has been stated, is that the deceased was married to the son of the petitioner no. 1 in the year 2004 and two children were born out of the wedlock. The petitioners were staying separately from the deceased and her husband. From the investigation papers, it appears that charge sheet could be submitted under Section 302 and not under Section 304B of the Indian Penal Code. One of the surviving child of the deceased is being looked after by the petitioners.

The husband of the deceased is in custody.

For the facts stated above, the petitioners above named, in the event of their surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, be released on bail on furnishing bail bonds of Rs. 10,000/- (Rs. Ten Thousand) each with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Jehanabad in connection with Ghosi (Okari) P.S. Case No. 130 of 2017, subject to the conditions



as laid down under Section 438(2) of the Cr.P.C.

(Ashutosh Kumar, J)

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