

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.64802 of 2018**

Arising Out of PS.Case No. -137 Year- 2018 Thana -BANMANKHI District- PURNIA

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Rekha Devi, Wife of Upendra Sonar, Resident of Village- Banmankhi  
Chakla, Police Station- Banmankhi, District- Purnea.

.... .... Petitioner

Versus

The State of Bihar

.... .... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Viveka Nand Singh, Advocate.

For the Opposite Party : Mr. Mustaque Alam, A.P.P.

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      26-10-2018                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

The petitioner is apprehending her arrest in a case for  
the offence registered under Sections 304(B)/34 of the IPC.

The prosecution story, in brief, is that the accused  
persons including the petitioner killed the victim due to non-  
fulfilment of demand of dowry.

It has been submitted by learned counsel for the  
petitioner that the petitioner has got no criminal antecedent. There  
is no allegation of tampering with the witnesses alleged against the  
petitioner. The petitioner has been made accused in the present  
case due to mistake of fact. The petitioner is mother-in-law of the  
deceased. She is separate in mess and property from the husband



of the deceased. The petitioner has got no concern with the alleged occurrence.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R/ complaint case.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-1, Purnea, in connection with Banmankhi P.S. Case No. 137 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

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**(Sudhir Singh, J)**

