

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23930 of 2019

Arising Out of PS. Case No.-114 Year-2018 Thana- HATHAURI District- Samastipur

MANJULA DEVI Wife of Suresh Mandal Resident of Village - Ramul,
Shivaji Nagar, Hathauri, P.S.- Hathauri, Distt - Samastipur.

... .. Petitioner.

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rabindra Kumar Priyadarshi

For the Opposite Party/s : Mr. Rajendra Nath Jha

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

3 18-07-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends her arrest in a case
registered for the offences punishable under Section 304 B &
120 B of the Indian Penal Code.

Petitioner, who happens to be mother-in-law of the
deceased, is said to have committed dowry death of the
daughter of the informant in association of his family members
and tried to cremate the dead body clandestinely but on getting
information police recovered the dead body and sent it for
postmortem.

Learned counsel for the petitioner submitted that no
such occurrence as alleged ever took place. The petitioner is
quite innocent and has been falsely implicated in this case.
Petitioner has no concern with the aforesaid occurrence. She



has neither made any demand of dowry nor subjected her over the said demand. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. Earlier to the case under hand on the statement of the mother to the effect that the deceased was suffering from ailment and she consumed pesticides instead of medicine under mistake and succumbed on the way to the hospital an UD case was registered and after 26 days father of the deceased has lodged this false and frivolous case against the petitioner and his family members to extort money from them. There is an inordinate delay of 26 days in lodging the F.I.R. and that too without assigning any plausible explanation for the same. Petitioner is on provisional bail granted by this Court vide order dated 17.04.2019.

Learned APP for the State opposed the bail petition.

Having regard to the facts and circumstances of the case, provisional bail granted to the petitioner vide order 17.04.2019 is hereby confirmed and this application is accordingly disposed of.

Trivedi/-

(Prakash Chandra Jaiswal, J)

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