

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26861 of 2019

Arising Out of PS. Case No.-150 Year-2018 Thana- WAJIRGANJ District- Gaya

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RAMPATI DEVI, Wife of Rampati Das, Resident of Village - Dhandhar, P.S.-
Wazirganj, Distt - Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Syed Asgher Najmi
For the Opposite Party/s : Mr. Mukesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 24-04-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This application for anticipatory bail, arises out of
Wazirganj Police Station Case No. 150 of 2018, disclosing
offences punishable under Sections 304(B)/34 of the Indian
Penal Code.

The petitioner is mother-in-law of the deceased.

Learned Counsel on behalf of the petitioner has
submitted that there is no allegation against this petitioner of
any overt act. It has also been argued that there is no allegation
of demand of dowry made by this petitioner in the First
Information Report and, therefore, no case of commission of
offence under Section 304(B) of the Indian Penal Code can said



to be made out.

I find force in submission so advanced on behalf of the petitioner. This application is, accordingly, allowed.

Let the petitioner, Rampati Devi, in the event of his arrest or surrender before the Court below within six weeks, be released on bail on furnishing bail bond of Rs. 10,000/-(ten thousand), with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Gaya, in connection with Wazirganj P.S. Case No. 150 of 2018, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present herself before the Police/Court, as the case may be, as and when required and in the event of failure on her part to appear before the Court on two consecutive occasions, her bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J.)

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