

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.35922 of 2019**

Arising Out of P.S. Case No.-351 Year-2018 Thana- DEEPNAGAR District- Nalanda

Sweety Kumari, aged about 22 years, Female, W/o Late Ajay Kumar,  
Resident of Village - Sarvoday Nagar, P.S.- Deep Nagar, Dist.- Nalanda.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Ms. Usha Kumari Singh, Advocate  
For the Opposite Party : Mr. Nand Kishore Prasad, APP

**CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH**  
**ORAL ORDER**

4      23-10-2019                      Heard learned counsel for the petitioner, learned  
Additional Public Prosecutor for the State and perused the case  
diary.

The petitioner is in custody in connection with Deep  
Nagar P.S.Case No.351 of 2018 registered for an offence under  
Section 302/34 of the Indian Penal Code.

As per prosecution case, the informant was informed  
by the petitioner that his son is lying dead on the roof. The  
informant has raised suspicion against this petitioner who is  
daughter-in-law of the informant. The informant further alleges  
that his daughter-in-law (petitioner) was in collusion of some  
other person, with whom, she strangled her husband because  
she has illicit relation with others.

It is submitted on behalf of the petitioner that there is



no eye witness to the alleged occurrence. He further submits that the name of the petitioner has been given in the FIR only on the basis of suspicion. Save and except suspicion, there is nothing in the FIR to connect the alleged offence. He further submits that similarly situated co-accused has already been granted bail by a coordinate Bench of this Court in Cr.Misc.No.23853 of 2019 dated 08.07.2019. Petitioner is non-else than wife of the deceased and she is in custody since 01.10.2018, having no criminal antecedent and chargesheet has already been submitted.

Considering the aforesaid facts and circumstances, let the petitioner above named be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Biharsharif in connection with Deepnagar P.S.Case No.351 of 2018 with following conditions:-

(i) Petitioner shall cooperate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the court below.

(ii) If the petitioner tamper with the evidence or the



witnesses of the case, in that case, prosecution will be at liberty  
to move for cancellation of bail of the petitioner.

**(Prabhat Kumar Singh, J)**

B.Kr./-

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