

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.69439 of 2018

Arising Out of PS. Case No.-64 Year-2018 Thana- DESARI District- Vaishali

Lalita Devi, W/o Vijay Mahto, Resident of Village- Nayagaon Nayatola Bind Tola, P.S.- Desari, District- Vaishali.

... .. Petitioner

Versus

The State Of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Sunil Kumar Singh, Advocate.
For the Opposite Party : Mr. Binod Kumar 2, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 01-02-2019 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) and 201/34 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 the *Jethani* of the deceased. She is separate in mess and property



from the husband of the victim. She 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.

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 Sub Judge-III-cum-A.C.J.M., Vaishali at Hajipur, in connection with Desari P.S. Case No. 64/2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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