

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50401 of 2019

Arising Out of PS. Case No.-135 Year-2018 Thana- MAHUA District- Vaishali

GIRJA DEVI W/o Khakhan Sah R/o Village- Mohanpur, P.S.- Mahua, Distt.-
Vaishali Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dilip Kumar Singh
For the Opposite Party/s : Mr.Surendra Kumar

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

4 04-12-2019 Heard the learned counsel for the petitioner and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail
in connection with Mahua PS case no. 135 of 2018 registered
for the offences punishable under Section 304(B), 506/34 of
Indian Penal Code.

The allegation is against the accused persons
having conspired together to kill the daughter of the informant
by pouring kerosene oil on her body and setting her on fire, on
account of non-fulfilment of the demand for dowry.

The learned counsel for the petitioner, who
happens to be the mother-in-law of the deceased victim lady,
submits that though the father-in-law of the deceased victim
lady is in custody, however the son is still absconding, hence the
mother-in-law i.e. the petitioner herein undertakes to ensure that



her son surrenders and prays that only after her son surrenders, the petitioner be granted the privilege of anticipatory bail/regular bail. It is further submitted that the petitioner is having a clean antecedent.

Having regard to the facts and circumstances of the case, I deem it fit and appropriate to direct for release of the petitioner, in the event of her arrest or surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Vaishali at Hajipur in connection with Mahua PS case no. 135 of 2018 subject to the conditions as laid down under Section 438(2) of Code of Criminal Procedure with a further condition that the petitioner shall be granted the privilege of anticipatory bail only after she produces the surrender certificate of her son before the learned court below.

The present bail petition stands disposed off on the aforesaid terms.

(Mohit Kumar Shah, J)

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