

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69879 of 2019

Arising Out of PS. Case No.-254 Year-2019 Thana- MANJHI District- Saran

HABIBAN BIBI W/o late Hazrat Ansari Resident of Village - Kalan, P.S.-
Manjhi, Distt.- Saran (Chapra).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ajay Kumar Tiwary
For the Opposite Party/s : Mr.Nityanand

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 18-12-2019 Heard learned counsel for the parties.

This application for regular bail arises out of Manjhi
P.S. Case No. 254 of 2019, disclosing the offence under
Sections 304-B/34 of the Indian Penal Code.

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

Learned counsel for the petitioner contends that there
is no specific allegation against the petitioner of having ever
made any demand of dowry and, therefore, no offence under
Section 304-B of the IPC is made out. The petitioner is in
custody since 02.09.2019.

Learned counsel appearing on behalf of the informant
opposing the prayer for bail has submitted that the deceased was
a pregnant woman and since a case under Section 304-B is



made out, the petitioner does not deserve her release on bail.

However, considering the submission that there is no specific allegation against the petitioner of ever having made any demand for dowry and the fact that she is in custody since 02.09.2019, this application is allowed.

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 Additional Chief Judicial Magistrate-XIV, Chapra, Saran in Manjhi P.S. Case No. 254 of 2019.

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

(Chakradhari Sharan Singh, J)

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