

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.78461 of 2019**

Arising Out of PS. Case No.-133 Year-2019 Thana- DARAUNDA District- Siwan

1. KANTI KUWAR Wife of Late Chhabila Ram Resident of Village - Rajapur Pasiwadh, P.S.- Daraunda, Distt - Siwan.
2. Nisha Kumari D/o Late Chhabila Ram Resident of Village - Rajapur Pasiwadh, P.S.- Daraunda, Distt - Siwan.
3. Vikash Kumar Son of Late Chhabila Ram Resident of Village - Rajapur Pasiwadh, P.S.- Daraunda, Distt - Siwan.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Gajendra Kumar Singh  
For the Opposite Party/s : Mr.Sangeeta Sharma

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**  
**ORAL ORDER**

2      03-12-2019                      Heard learned counsel for the petitioners and learned  
APP for the State.

2. The petitioners apprehend their arrest for the offences alleged under Sections 341, 323, 324, 498A and 504/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act, registered in connection with Daraunda P.S.Case No. 133 of 2019.

3. It is submitted that the petitioners have been falsely implicated merely because they happen to be mother-in-law, *nanad* and brother-in-law of the informant. The accusations of demand for dowry and torture are general and omnibus against



the accused persons. A statement is made at the Bar that there is no injury report of the informant to corroborate the accusation of assault. The petitioners claim clean antecedents.

4. Be that as it may, in the event of petitioners' arrest or surrender before court below within six weeks from the date of communication of this order, let the above named petitioners be released on bail on furnishing bail bonds of Rs. 10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate 1<sup>st</sup> Class, Siwan in connection with Daraunda P.S.Case No. 133 of 2019, subject to the conditions as laid down under Section 438(2) Cr. P.C. and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioners.

(ii) That the petitioners shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioners shall co-operate with the investigation, if not already concluded, and make themselves available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That petitioner nos.1 and 2 shall be well represented in court on each and every date during trial, except



as and when directed by the learned court below to be physically present and petitioner no.3 shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, their bail bonds shall be liable to be cancelled by the learned Court concerned.

**(Vikash Jain, J)**

HR/-

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