

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.80705 of 2018

Arising Out of PS. Case No.-85 Year-2018 Thana- ASHTHAWAN District- Nalanda

Guriya Devi W/o- Sonu Ravidas, Resident of Village - Pachetan, P.S.-
Asthawan, District- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar Maharaj, Adv.

For the Opposite Party/s : Mr. Rajendra Singh Shastriji, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 11-02-2019 Heard learned counsel for the petitioner. Despite
valid service of notice, no one appears on behalf of the State.

The petitioner seeks pre-arrest bail in connection
with Asthawan P.S. Case No.85 of 2018 registered under
Section 302 read with 34 of the Indian Penal Code and Sections
3 and 4 of the Dowry Prohibition Act.

It is contended by the learned counsel for the
petitioner that though the petitioner is named in the FIR, there is
no allegation that he even touched the body of the deceased. The
specific allegation in the FIR is upon her husband Sonu
Ravidas, who is alleged to have assaulted the mother of the
informant with *Dabia* (a sharp cutting weapon) repeatedly as a
result of which she died. He submitted that as far as the
petitioner is concerned, she is a pregnant lady and is undergoing



treatment in a maternity center. She has no criminal antecedent and her name has been given only because of her relationship with Sone Ravidas.

Considering the submissions made above as also the allegation made in the FIR, since direct and specific allegation is against the husband of the petitioner, in the event of arrest or surrender before the court below, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Nalanda at Biharsharif in connection with Asthawan P.S. Case No.85 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

Md. S/-

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