

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8249 of 2020

Arising Out of PS. Case No.-43 Year-2019 Thana- SRINAGAR District- West Champaran

DEWANTI DEVI W/o Heera Paswan Resident of Village-Bagahi, P.S-
Shrinagar Pujaha, District-West Champaran.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjeev Kumar

For the Opposite Party/s : Mr.Aditya Narayan Singh.1

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 28-02-2020 Heard learned Counsel for the petitioner and the learned
APP for the State.

Petitioner apprehends arrest in Srinagar Pujaha PS Case
No. 43 of 2019 registered under Sections 304B/120B/34 IPC.

The FIR has been lodged by father of the victim. As per
prosecution case the neighbours of the in-laws of his daughter have
informed him that his daughter has been done to death by the family
of her in-laws. The petitioner being mother-in-law has therefore been
made an accused in this case. The prosecution story however reveals
specific allegation only in respect of the victim's husband and father-
in-law (husband of the petitioner). Victim's husband, as per
submission of petitioner's counsel is already in custody. It is
submitted that it is in such circumstances on some vague and general
allegations levelled by the neighbours that the petitioner is
apprehending her arrest in the instant case.

Learned APP has opposed the prayer.

Considering the rival submissions this Court is inclined
to accept the submission on behalf of the petitioner. The prayer is
allowed.



In the event of arrest or surrender before the court below within four weeks from today, let the petitioners 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 CJM Bettiah, West Champaran in Srinagar Pujaha PS Case No. 43 of 2019 subject to all conditions as laid down in Section 438(2) of the Criminal Procedure Code as also subject to the following conditions:-

(I) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date in the trial and if he fails to do so on two consecutive dates, his bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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