

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28893 of 2020**

Arising Out of PS. Case No.-24 Year-2020 Thana- DULHIN BAZAR District- Patna

CHANSO @ CHANCI DEVI W/o Sri Surendra Singh Resident of Village-
Jabarpur Koraiya, P.S.-Dulhin Bazar, District-Patna-801102.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar @ Manu

For the Opposite Party/s : Mr.Ashok Kumar Singh No. 1

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 10-12-2020 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State, through Video
Conferencing.

This application, for grant of anticipatory bail, arises
out of Dulhin Bazar Police Station Case No. 24 of 2020,
disclosing offences under Sections 304-B/34 of the Indian Penal
Code.

The prosecution case, as per the First Information
Report, is that the daughter of the informant (now deceased)
was married to the son of the petitioner in the year 2013 and out
of their wedlock, one son was born. It has further been alleged
that on 03.02.2020, at about 3 PM, the informant received
information regarding the death of his daughter and when he
reached the matrimonial home of the deceased, he found the



dead body of the deceased lying on the ground and there was mark of rope around her neck. It has further been alleged that on the alleged date of occurrence, there was a quarrel between the deceased and her mother-in-law (petitioner) and his daughter was assaulted by the petitioner and subsequently she was killed.

Learned Counsel for the petitioner submits that the petitioner, who is the mother-in-law of the deceased, has falsely been implicated in this case along with other family members and the deceased has committed suicide. He further submits that the post-mortem examination report does not support any kind of violence upon the deceased inasmuch as no external injury has been found on the person of the deceased.

On the other hand, learned Additional Public Prosecutor vehemently opposes the prayer for anticipatory bail and submits that the petitioner has specifically been named in the First Information Report and it has been alleged that just before the death of the deceased, the petitioner assaulted the deceased and the deceased died unnatural death within seven years of marriage in her matrimonial home and there is presumption against the petitioner under Section 113-B of the Evidence Act.

After having heard learned Counsel for the parties



concerned and taking into consideration the materials on record and the fact that the deceased died unnatural death within seven hears of marriage in her matrimonial home, I am not inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, dismissed.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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