

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39626 of 2021

Arising Out of PS. Case No.-29 Year-2021 Thana- KATEYA District- Gopalganj

Dhurpato Devi W/O Dinanath Chauhan @ Dinanath Mahto R/o village-
Chhitauna, P.S.- Kateya, District- Gopalganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mukesh Kumar Singh

For the Opposite Party/s : Mr.A.G

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 05-10-2021 Heard both parties.

The petitioner seeks bail in Kateya P.S. Case No. 29 of 2021, registered for the offence punishable under Sections 304(B), 201/34 of the Indian Penal Code.

As per the prosecution case, sister of the informant was done to death by her husband and in-laws for non-fulfillment of demand of dowry.

It is submitted on behalf of the petitioner that petitioner is mother-in-law of the deceased and she is living separately and has no concern with the family affairs of the deceased and her husband. There is general and omnibus allegation and no specific overt act has been alleged against this petitioner. Thrust of accusation is against husband of the deceased. Petitioner is 65 years old lady and she is in custody



since 20.01.2021 having no criminal antecedent. Chargesheet has already been submitted.

Considering the facts and circumstances of the case and the fact that petitioner is a lady and she is living separately, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate Ist, Gopalganj in connection with Kateya P.S. Case No. 29 of 2021, subject to following conditions:-

(i) The petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the Court and in the event of failure on two consecutive dates without sufficient reasons, her bail bond shall be liable to be cancelled by the court below.

(ii) If the petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Prabhat Kumar Singh, J)

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