

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33206 of 2020

Arising Out of PS. Case No.-71 Year-2020 Thana- DHARHARA District- Munger

MUGLI DEVI Wife of Late Sahdeo Hembrum Resident of Barmanni, P.S.-
Dharhara, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Kamal Kishore Jha
For the Opposite Party/s : Mr.Dilip Kumar (APP)

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

3 18-01-2021 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor appearing on behalf of the State.

This application for grant of regular bail arises out of
Dharhara P.S. Case No. 71 of 2020 registered for the offence
punishable under Sections 302/34 of the Indian Penal Code.

The informant has alleged in the F.I.R. that her son
had gone to his in-laws' place whereafter he did not return. His
dead body was subsequently recovered. The petitioner is the
widow of the deceased. From the postmortem report, it
transpires that the deceased died due to asphyxia caused by
drowning.

Learned counsel appearing on behalf of the petitioner
has submitted that the materials collected in course of



investigation suggest that the deceased died due to drowning. There are no materials collected during the course of investigation that the petitioner or any other person named in the F.I.R., was in any way instrumental in the death of the deceased. He has further submitted that the motive behind the occurrence has not been specified in the F.I.R.

On perusal of the case diary, I find substance in submissions made on behalf of the petitioner for the purpose of consideration of present application for regular bail that the petitioner has been made accused only on the basis of suspicion.

Considering the facts and circumstances, this application is allowed.

Let the petitioner, above named, 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 the Sri Vishwajeet Kumar, learned Judicial Magistrate, 1st Class Munger in Dharhara P.S. Case No. 71 of 2020.

(Chakradhari Sharan Singh, J)

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