

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4319 of 2021

Arising Out of PS. Case No.-35 Year-2020 Thana- MUSRIGHRARI District- Samastipur

1. Anguri Begum, aged about 45 years, Gender-Female, W/o Md. Anwar.
2. Afsana Khatoon, aged about 19 years, Female, D/o Md. Anwar.
Both resident of Morwa Gopal Tola, P.S.- Musrigharari, District-Samastipur

... .. Petitioners

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Md. Fazal Rahman, Advocate
For the Opposite Party/s : Mr. Jharkhandi Upadhyay, APP

CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

2 17-11-2021 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Mushrigharari P.S. Case No. 35 of 2020 for the offence punishable under Sections 326, 307/34 of the Indian Penal Code and under Section 3/ 4 of the Dowry Prohibition Act. Later on, chargesheet has been submitted under Section 326, 302/34 of the Indian Penal Code and under Section 3/4 of the Dowry Prohibition Act.

Since the petitioner no.2 is 19 years *Nanad* of the deceased and there are general and omnibus allegation against her, this Court is inclined to grant her anticipatory bail. Let the petitioner no.2, above named, in the event of her arrest/surrender within four weeks from today in the Court



below, 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 learned Judicial Magistrate, 1st Class, Samastipur, in connection with Mushrigharari P.S. Case No. 35 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

So far as petitioner no.1, who is mother-in-law of the deceased, is concerned, her prayer for anticipatory bail is rejected as there are serious allegations against her of torturing and burning her daughter-in-law. However, if the petitioner no.1 surrenders before the Court below within four weeks from today and prays for regular bail, the Court below shall consider and decide the same on its own merit without being influenced by the order of this Court.

(Sandeep Kumar, J)

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