

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.59093 of 2021

Arising Out of PS. Case No.-324 Year-2020 Thana- BELHAR District- Banka

1. DAYANAND SAH @ DALLU SAH Son of Late Lakhan Sah @ Late Lakhan Thathera Resident of Village- Bahjora, Police Station- Belhar, District- Banka.
2. CHAMPA DEVI @ CHAMOLA DEVI @ CHAMELA DEVI Wife of Late Lakhan Sah @ Late Lakhan Thatera. Resident of Village- Bahjora, Police Station- Belhar, District- Banka.
3. PUJA DEVI W/o Dayanand Sah @ Dallu Sah Resident of Village- Bahjora, Police Station- Belhar, District- Banka.

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pankaj Kumar

For the Opposite Party/s : Mr.Ramchandra Sahni, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

2 26-11-2021 Heard learned counsel for the petitioners and learned APP
for the State through virtual mode.

Learned counsel for the petitioners is directed to remove the defects, as pointed out by the Office, within a period of eight weeks.

The petitioners are apprehending their arrest in a case registered under Sections 304B and 34 of the Indian Penal Code and 3/4 of Dowry Prohibition Act.

Allegation against the accused persons is of committing torture and assault and thereafter caused death of the victim due to non-fulfilment of demand of dowry.

It has been submitted on behalf of the petitioners that the



petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. The petitioner no.1 is brother-in-law, petitioner no. 2 is mother-in-law and petitioner no. 3 is gotani, of the deceased. They are separate in mess and property from the husband of the deceased. They have got no concern with the alleged occurrence.

On behalf of the State, it is submitted that the petitioners are named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Banka in connection with Belhar P.S. Case No. 324 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Pankaj/-

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