

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5935 of 2021

Arising Out of PS. Case No.-448 Year-2019 Thana- BIDUPUR District- Vaishali

1. Shivji Mahto Son Of Shankar Mahto Village Mathura, P.S. Bidupur, District- Vaishali
2. Mamta Devi Wife Of Shivji Mahto Village Mathura, P.S. Bidupur, District- Vaishali
3. Vibha Devi Wife Of Golu Mahto @ Golu Kumar Village Mathura, P.S. Bidupur, District- Vaishali
4. Golu Kumar@ Golu Mahto Son Of Shdivji Mahto Village Mathura, P.S. Bidupur, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Girish Chandra Jha
For the Opposite Party/s : Mr. C. Jawahar, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 29-07-2021 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 four weeks from the date of restoration of normalcy.

The petitioners are apprehending their arrest in a case
registered under Sections 304(B) and 201 of the Indian Penal
Code.

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 father-in-law, petitioner no. 2 is mother-in-law, petitioner no. 3 is sister-in-law and petitioner no. 4 is brother-in-law, 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 and also the lockdown, 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 their personal bonds to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur in connection with Bidupur P.S. Case No. 448 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Once the normalcy is restored, the petitioners shall



furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of eight weeks to the satisfaction of the Court concerned in connection with the aforesaid case.

(Sudhir Singh, J)

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