

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10470 of 2021

Arising Out of PS. Case No.-187 Year-2020 Thana- BAKHARI District- Begusarai

RANI DEVI @ RANO DEVI WIFE OF UPENDRA PASWAN RESIDENT
OF VILLAGE- PARIHARA, P.S- BAKHRI(PARIHARA), DISTRICT-
BEGUSARAI

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Braj Bhushan Poddar, Advocate

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

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

2 26-03-2021 Heard learned Counsel for the petitioner and the learned
Counsel for the State.

This Court would expect that the petitioner's Counsel would honour his undertaking in the instant proceedings regarding supply of requisite court fee etc. within two weeks from the date he is called upon to do so by the office.

Petitioner seeks bail in Bakhri (Parihara) PS Case No. 187 of 2020 registered under Section 304(B)/34 of the IPC.

The informant has alleged that the instant petitioner has given information to the informant's son regarding her daughter being suffering with burn injury for which she is being taken to the hospital for treatment. The informant has thereafter rushed to the hospital and subsequently her daughter has died on account of burn injuries. She has lodged the FIR stating that her daughter's husband and the in-laws, including the petitioner (mother-in-law), have killed her for non fulfilment of demand of dowry.

It is submitted by learned Counsel for the petitioner that even as per prosecution case it is the petitioner who has given intimation regarding informant's daughter suffering burn injuries.



This establishes her bonafide. She is in custody since 13.5.2020. Learned Counsel for the petitioner has also handed over copy of the treatment certificate issued by the local hospital in support of his submission that petitioner is a cancer patient and was undergoing chemotherapy treatment. Husband of the victim is already in custody.

Learned APP has opposed the prayer for bail.

Considering the rival submissions as also the facts and circumstances of the case, prayer for bail of the petitioner is allowed.

Let the petitioner above named be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of CJM Begusarai in Bakhri (Parihara) PS Case No. 187 of 2020 subject to the following conditions:-

(i) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(ii) That the petitioner will be well represented on each date and if he fails to do so on two consecutive dates, his bail bond will be liable to be cancelled.

(Madhuresh Prasad, J)

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