

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16514 of 2021

Arising Out of PS. Case No.-467 Year-2020 Thana- BIDUPUR District- Vaishali

1. SURESH SHARMA, SON OF LATE SHANKAR SHARMA RESIDENT OF VILLAGE - RAHIMAPUR, POLICE STATION BIDUPUR, DISTRICT VAISHALI
2. GAYANTI DEVI, W/O SURESH SHARMA RESIDENT OF VILLAGE- RAHIMPUR, P.S- BIDUPUR, DIST- VAISHALI
3. PRITI DEVI, W/O VIJAY KUMAR THAKUR RESIDENT OF VILLAGE- JANDAHA, P.S- JANDAHA, DIST- VAISHALI

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Harendra Kumar Singh
For the Opposite Party/s :	Mr. Ashok Kumar
	Mr. Dashrath Mehta

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 10-01-2022 Heard Mr. Soban Ashgar, learned counsel for the petitioners; Mr. Ashok Kumar, learned counsel for the informant; and Mr. Dashrath Mehta, learned APP for the State.

Mr. Ashgar seeks permission to withdraw the application with respect to petitioner no. 1, who has died during the pendency of this application.

The application with respect to petitioner no. 1 is dismissed as withdrawn.



The petitioner nos. 2 and 3, who are the mother-in-law and married sister-in-law of the deceased respectively, seek bail in anticipation of their arrest in connection with Bidupur P. S. Case No. 467 of 2020, instituted for the offences under Sections 304(B) and 34 of the Indian Penal Code.

It has been alleged in the FIR by the father of the deceased that after giving sufficient dowry, the marriage of the deceased was performed with the son of petitioner no. 2. But shortly after the marriage, she was being ill-treated and was being pressurized to bring further dowry.

The learned counsel for the petitioner nos. 2 and 3 has submitted that merely because of their relationship with the husband of the deceased, they have been made accused in this case.

The accusation against petitioner nos. 2 and 3 are absolutely general and unspecific.

It has further been submitted that the deceased



has committed suicide after she had a fight with her husband.

The petitioner no. 3 is stated to have been married long time ago and the possibility of her insinuating at the deceased does not appear to be correct. Before the death of the deceased, she along with her husband had been living separately and the petitioners had no idea about their affairs.

The husband of the deceased is in custody since 24.12.2021.

Regard being had to the aforesaid facts, the petitioner nos. 2 and 3, above-named, in the event of their arrest or surrender before the court below within a period of six weeks, are directed to be released on bail on their furnishing bail bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur, in connection with Bidupur P. S. Case No. 467 of 2020, subject to the



conditions laid down under Section 438(2) of the Cr.P.C.

This petition stands disposed off.

(Ashutosh Kumar, J)

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