

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21271 of 2021

Arising Out of PS. Case No.-137 Year-2020 Thana- CHIRAIYA District- East Champaran

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1. MUKESH KUMAR SUMAN @ MUKESH RAM Son of Binda Ram
Resident of Village- Ruphari, P.S.- Sikarganj, District- East Champaran.
 2. Seema Devi Wife of Mukesh Kumar Suman @ Mukesh Ram Resident of
Village- Ruphari, P.S.- Sikarganj, District- East Champaran.
- Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Sr. Advocate. Mr. Anuj Kumar, Advocate
For the Opposite Party/s :		Mr. Dr. Ajeet Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 06-01-2022 Heard learned counsel for the petitioners and learned

APP for the State.

Learned counsel for the petitioners is expected to honour his undertaking given in the instant case for depositing the requisite court fee and to remove the defect(s) as pointed out by the office when called upon to do so by the office.

The petitioners are apprehending their arrest in a case registered for the offences punishable under Sections 304(B) and 120(B)/34 of the Indian Penal Code.

The case relates to dowry death of Bimla Devi due to non-fulfilment of dowry demand of Rs.2,00000/- and a Bullet Motorcycle.

It is submitted by learned counsel for the petitioners that the petitioner no.1 is *Bhaisur* and petitioner no.2 is *Gotani* of the deceased but having no concern with the mess and



business of the deceased and her husband. It is further submitted that there is no specific allegation against these petitioners and similarly situated co-accused persons have already been granted anticipatory bail by a Co-ordinate Bench of this Court passed in Cr. Misc. No. 38436 of 2020 vide order dated 13.12.2021 and the case of these petitioners stand on similar footing.

Learned APP appearing for the State has opposed the prayer for anticipatory bail.

In the facts and circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender before the court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned SDJM, Sikrahana (Dhaka), Motihari, East Champaran in connection with Chiraiya (Sikarganj) P.S. Case No. 137 of 2020, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Sunil Kumar Panwar, J)

brajesh kumar/-

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