

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26410 of 2021

Arising Out of PS. Case No.-224 Year-2020 Thana- VAISHALI District- Vaishali

SHEELA DEVI, W/o Jagarnath Singh Resident of Village - Bahorkha, P.S.-
Vaishali, Distt.- Vaishali at Hajipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Prakash Chandra Jha
For the Opposite Party/s : Mr. Abhaya Kumar, APP

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 28-01-2022 Heard learned Counsel for the petitioner, learned
Additional Public Prosecutor for the State and learned counsel for
the informant, through Video Conferencing.

This application, for grant of anticipatory bail, arises
out of Vaishali (Belsar) Police Station Case No. 224 of 2020,
disclosing offences under Sections 302, 201, 34 of the Indian Penal
Code.

It is a case of dowry death. The father of deceased,
Beauty Kumari, has lodged FIR stating therein that after passing
one year peacefully in matrimonial house, the husband of the
deceased Shekhar Kumar started torture her. On 10.07.2020, a
telephonic call was received by his wife that his daughter was
murdered. His dead body was excavated from a distance of 500
meters from her matrimonial house. In last portion of fardbeyan, it



has been mentioned that Shekhar Kumar, Sheela Devi, Kajal Kumari, Chotu Kumar, Dinesh Singh had committed murdered of his daughter.

The learned counsel for the petitioner has submitted that in entire FIR, there is no allegation on the petitioner of inflicting torture but only in last portion of the FIR, her name has been figured.

Learned Addl. P.P. as well as learned counsel for the informant both have opposed and the prayer for anticipatory bail.

Considering the fact that neither the allegation against the petitioner was on inflicting torture nor of demand of dowry, let the petitioner, named above, in the event of her arrest or surrender before the Court below within four weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur, in connection with Vaishali (Belsar) Police Station Case No. 224 of 2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

(Nawneet Kumar Pandey , J)

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