

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29293 of 2022

Arising Out of PS. Case No.-419 Year-2021 Thana- UDWANTNAGAR District- Bhojpur

SHOBHA DEVI WIFE OF SATHRUDHAN SHARMA RESIDENT OF
VILLAGE- GAJRAJGANJ , P.S- UDWANTNAGAR , DIST- BHOJPUR

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anil Kumar, Advocate

For the Opposite Party/s : Mr. Madhuri Lata, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 14-09-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State.

Let the defect(s), if any, be removed within a period
of four weeks from today.

The petitioner seeks bail in connection with
Udwantnagar P.S. Case No. 419 of 2021 registered for the
offence under Sections 304(B), 201 and 34 of the Indian Penal
Code.

The accused/petitioner is named in the F.I.R., as she is
wife of co-accused, namely, Sathrudhan Sharma and is in
custody since 18.04.2022.

The allegation against the petitioner is to cause death
of the daughter of the informant along with other co-accused
persons/family members, due to non-fulfillment of demand of



dowry, where demand was raised for cash of Rs. 2,00,000/- (Rupees Two Lac Only).

Learned counsel appearing on behalf of the petitioner submitted that allegation against this petitioner, who is '*Gotani*', is very much general and omnibus and moreover, petitioner is living separately having no connection with daily and domestic affairs of the deceased and her husband. It is also submitted that death of the deceased is accidental, as she died in train accident, which is apparent from '*Fardbayan*' of local '*Chaukidar*'. It is also submitted that petitioner is a lady having clean antecedent. While concluding the argument, it is submitted that investigation of this case has been completed, for which, charge-sheet has already been submitted, as such, there is no chance of tampering with the evidence.

Learned APP, while opposing the prayer of bail, fairly conceded the fact that the petitioner is sister-in-law of the deceased.

Considering the facts and circumstances as mentioned above, as it appears that petitioner is living separately in the background of omnibus allegation as regard to demand of dowry coupled with the fact that death appears *prima-facie*, due to train accident, let the petitioner, above named, is directed to



be released on bail in connection with Udwanthnagar P.S. Case No. 419 of 2021 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bhojpur at Ara/concerned court, subject to the condition as mentioned under Section 437(3) of the Cr.P.C.

(Chandra Shekhar Jha, J)

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