

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.31300 of 2022

Arising Out of PS. Case No.-20 Year-2020 Thana- KOTHI District- Gaya

SONMA DEVI @ SONWA DEVI W/o Kail Yadav Resident of Village-
Telwari, P.S.- Kothi, District- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Javed Jafar Khan

For the Opposite Party/s : Mr.Prem Kumar Jha

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 25-08-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the Stamp Reporter within one
month.

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for the
offence punishable under Section 304B/34 of the Indian Penal Code.

As per prosecution story, deceased was issueless and she
had not been able to deliver issue after her marriage owing to that she
was subjected to torture by this petitioner and co-accused persons, as
per FIR, accused persons also tortured the deceased for dowry and
finally accused persons strangled her to death.

The main submissions advanced by Sri Md. Javed Jafar
Khan, the learned counsel appearing for the petitioner are that in the
present case, co-accused persons Yogendra Yadav, Shankar Yadav
and Kail Yadav who happen to be brother-in-law and father-in-law of



the deceased have been granted bail by coordinate bench of this court vide orders passed in Cr. Misc. no. 5693 of 2021 and Cr. Misc. no. 18315 of 2021 and the allegation against the present petitioner is of similar nature like said co-accused persons and the petitioner is a woman and against her there is general and omnibus allegation in the FIR and she has been languishing in jail since 13.12.2021.

Sri Prem Kumar Jha, learned APP appearing for the State has opposed the prayer for bail.

Having considered above submissions and mainly taking into account the privilege of bail having been granted to co-accused persons including father-in-law of the deceased who have been alleged same nature of allegation as above the petitioner and the present petitioner is a lady and against her there is no specific allegation in the FIR, she has been languishing in jail since 13.12.2021, in the opinion of this court, a lenient approach can be taken in respect of the petitioner. Let the petitioner 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 Sri Subhas Kumar, Judicial Magistrate, Ist Class, Sherghati District Gaya/ concerned court in Kothi P.S Case No. 20 of 2020.

(Shailendra Singh, J)

s.hassan/-

U		T	
---	--	---	--

