

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69697 of 2022

Arising Out of PS. Case No.-34 Year-2022 Thana- EKCHARI District- Bhagalpur

Savita Devi W/O Raju @ Rajendra Mandal Resident of village- Khabaspur,
P.S.- Ekchari (Pirpainty), District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Diwakar Upadhyaya, Advocate

For the Opposite Party/s : Mr. Nand Kishore Prasad, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 23-12-2022 Heard learned counsel appearing on behalf of the
petitioner and learned counsel appearing on behalf of the State
through virtual Court proceedings.

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

The petitioner seeks bail in connection with Ekchari
P.S. Case No. 34 of 2022 registered for the offence under
Sections 304(B), 328 and 34 of the Indian Penal Code.

The accused/petitioner is named in the F.I.R. and is in
custody since 27.06.2022.

The allegation against the petitioner is to cause death
of the daughter of the informant alongwith other co-accused
persons/family members by administering poison, due to non-
fulfillment of demand of dowry, as raised for one motorcycle.



Learned counsel appearing on behalf of the petitioner submitted that petitioner is mother-in-law, living separately and having no connection with daily and domestic affairs of deceased and her husband. It is submitted that petitioner is an old and sick lady and implicated only for the reason that she is mother-in-law of the deceased. It is also pointed out that the thrust of allegation is against the husband of the deceased. While concluding the argument, it has been submitted that petitioner is a lady of clean antecedent and moreover, investigation has been completed, for which, charge-sheet has been submitted, as such, there is no chance of tampering with the evidence.

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

Considering the facts and circumstances as mentioned above, as petitioner is a lady and mother-in-law of the deceased, living separately coupled with the fact that charge-sheet has already been submitted, let the petitioner, above named, is directed to be released on bail in connection with Ekchari P.S. Case No. 34 of 2022 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate,



Bhagalpur/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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