

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.36176 of 2023

Arising Out of PS. Case No.-263 Year-2019 Thana- NAANPUR District- Sitamarhi

MAITUN NISHA @ MAINUN NISHA Wife of Late Nurul Shah Resident of
village - Gadari, P.O. - Jogyara, P.S. - Jale, Distt. - Darbhanga.

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sagufta Yasmin Wife of Md. Islam Sah, D/o Md. Aftabuddin Sah Resident
of village - Bahera, P.O. - Bahera, Zahidpur, P.S. - Naanpur, Distt. -
Sitamarhi.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Helal Ahmad
For the Opposite Party/s : Mr.Narsingh Tanti

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 18-07-2023 Heard both sides.

2. Petitioner apprehends her arrest in connection with
Naanpur P.S. Case No.263 of 2019, registered for the offence
punishable under Sections 498(A) and 34 of the Indian Penal
Code as well as under Sections 3/4 of the Dowry Prohibition Act.

3. The petitioner alongwith other co-accused persons
is said to have tortured the informant physically and mentally
for non-fulfillment of demand of additional dowry.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has falsely been implicated in the
present case. The petitioner has got no criminal antecedent as
stated in paragraph-3 of the bail petition. It is further submitted



that petitioner is the mother-in-law of the informant and no specific allegation is made against her. It is submitted that the petitioner has no manner of concern with the family affairs of her son and daughter-in-law.

5. Learned APP for the State opposed the prayer for grant of anticipatory bail to the petitioner.

6. Taking into consideration the facts aforesaid, let petitioner, above named, in the event of her arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Sitamarhi in connection with Naanpur P.S. Case No.263 of 2019, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J)

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