

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50802 of 2023

Arising Out of PS. Case No.-385 Year-2022 Thana- KHIJARSARAI District- Gaya

Nagiya Devi @ Nagina Devi W/O Surajdev Yadav @ Surya Dev Yadav R/O
Village- Lodipur, P.S- Khizersarai, Distt.- Gaya.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar

For the Opposite Party/s : Mr.Navin Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 11-08-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has prayed for bail in a case registered
for the offence punishable under Sections 304(B), 201 of the
Indian Penal Code.

As per allegation in the FIR, petitioner along with her
family members has tortured in various ways to the daughter of
the informant due to non-fulfillment of dowry demand and
ultimately she was being killed by them and her dead body had
been disposed of.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is mother-in-law of the deceased
and has been falsely implicated in this case. She had never
demanded any thing from the deceased. She has no concern
with the mess and business of the deceased and her husband.



The sole responsibility to take care of wife is upon husband and not against his family members. A statement has been made in para-3 of the petition that the petitioner has got no criminal antecedent. Similarly situated co-accused Surajdev Yadav @ Surya Dev Yadav (father-in-law of the deceased) has already been granted anticipatory bail by a co-ordinate Bench of this Court vide order dated 04.07.2023 passed in Cr. Misc. No. 12724 of 2023. Petitioner is an old lady and languishing in judicial custody since 21.05.2023.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-IV, Gaya in connection with Khizersarai P.S. Case No. 385 of 2022.

(Sunil Kumar Panwar, J)

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