

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.80655 of 2023

Arising Out of PS. Case No.-162 Year-2023 Thana- SIMRI District- Darbhanga

Hema Devi @ Nibha Devi @ Nisha Devi Wife Of Dukk Haran Das R/O
Village- Basatwara Dih Tola, P.S.- Simri, Dist.- Darbhanga

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Kumar
For the Opposite Party/s : Mr.Jagdhari Prasad

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 14-12-2023 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 304B/34 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 by strangulation.

Learned counsel appearing on behalf of the petitioner
has submitted that petitioner is Sister-in-law (Gotini) of the
deceased and has been falsely implicated in this case only on the
basis of suspicion. There is no eye witness of the alleged
occurrence. No any specific allegation has been levelled against



her. She had never demanded any thing from the deceased. She is living separately and 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. Petitioner has got no criminal antecedent and languishing in judicial custody since 09.08.2023.

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 C.J.M., Darbhanga in connection with Simri P.S. Case No.162 of 2023.

(Sunil Kumar Panwar, J)

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