

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33049 of 2024

Arising Out of PS. Case No.-328 Year-2023 Thana- GAUTAMBUDHNAGAR District-
Siwan

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1. Manju Devi Daughter of Jayshri Baitha and Wife of Shyam Bahadur Rajak
Resident of Village- Nauranga, P.S- G.B. Nagar , Dist- Siwan
 2. Jayshri Baitha Son of Late Sundar Baitha Resident of Village- Nauranga,
P.S- G.B. Nagar , Dist- Siwan

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Kumar

For the Opposite Party/s : Mr.Ashok Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

2 29-04-2024 Heard learned counsel for the petitioners and learned
APP for the State.

2. The petitioners are apprehending their arrest in
G.B. Nagar P.S. case No. 328 of 2023 registered under Sections
304B and 34 of the Indian Penal Code.

3. The prosecution case, in short, is the accused
persons including the petitioners committed torture and
thereafter done to death at her matrimonial home on account of
non-fulfillment of demand of dowry.

4. It has been submitted on behalf of the petitioners
that the petitioners are innocent and have falsely been
implicated in the present case. The petitioner No. 1 is married



sister-in-law (*nanad*) and petitioner No. 2 is father-in-law of the deceased. They are separate in mess and property from the husband of the deceased. The husband of the deceased is in custody as has been mentioned in paragraph 17 of the bail application. It is submitted that after the occurrence, information regarding the death of the daughter of the informant was given to the informant. The petitioners have got no concern with the alleged occurrence. No specific allegation is alleged against the petitioners. Co-accused persons namely Puja Devi and Ravi Baitha, against whom specific allegation was made, have been granted regular bail by this Bench vide order dated 02.04.2024 passed in Cr. Misc. No. 23201 of 2024.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

6. Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of the Court below/concerned Court in connection with G.B. Nagar P.S. case



No. 328 of 2023, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Rudra Prakash Mishra, J)

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