

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42302 of 2024

Arising Out of PS. Case No.-335 Year-2023 Thana- GAIGHAT District- Muzaffarpur

Malti Devi, Wife Of Kamlesh Rai Resident Of Village- Jaganiya, P.S.-
Gaighat (Benibad O.P.), District- Muzaffarpur

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Alok Kumar Alok

For the Opposite Party/s : Mr.Rabindra Kumar- A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 19-07-2024 1. Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner seeks bail in anticipation of her
arrest in a case registered for the offences punishable under
Sections 304(B), 201 and 120B of the Indian Penal Code.

3. The learned counsel for the petitioner submits that
the petitioner is a person with clean antecedent and has been
falsely implicated in the instant case by the informant. It is
further submitted that petitioner is mother in-law of the
deceased. It is next submitted that informant alleges that his
daughter was married to Santosh Rai in the Year 2018 and after
marriage, the accused persons were demanding dowry and for
non-fulfilment of the demand as detailed in the F.I.R., she was
killed and her body was made to disappear.



4. The learned counsel for the petitioner submits that from perusal of the allegation as alleged in the F.I.R., it would manifest that the husband of the deceased has not been made an accused rather the entire family members of the husband of the deceased have been implicated in the instant case, which amply demonstrates that the F.I.R. has been instituted for some ulterior reason. It is next submitted that petitioner was separate in mess and property from the husband of the deceased and thus, was not involved in day-to-day affair of the deceased and her husband. It is also submitted that the dead body of the deceased was found in Bagmati river on 20.08.2023.

5. Learned A.P.P. Sri Rabindra Kumar opposes the anticipatory bail application.

6. Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of her arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on her furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction Court No.2 of the learned J. M., 1st Class, Muzaffarpur in connection with Gaighat P. S. Case No.335 of 2023, subject to the conditions laid down under Section 438(2)



of the Cr.P.C.

7. The application stands allowed.

(Satyavrat Verma, J)

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