

Arising Out of PS. Case No.-123 Year-2021 Thana- NOORSARAI District- Nalanda

- Petitioner/s

1. The State of Bihar
2. Sukanya Kumari @ Simpi, Daughter of Late Rajesh Kumar R/o Village-Milkipur, P.S.- Rahui, Dist- Nalanda

... .. Opposite Party/s

For the Petitioner/s : Mr. Raj Kishor Prasad, Advocate
For the State : Mr. Sanjay Kumar, APP

2 20-08-2024 Heard learned counsel for the Petitioners and
learned APP for the State.

3. Mr. Raj Kishor Prasad, learned counsel appearing



for the petitioners submits that all the petitioners are in-laws of the informant and they have no concern with the affairs of the informant and the allegation of demand of dowry and torture due to non-fulfillment of the dowry is entirely false and fabricated and there is no injury to the victim with regard to the allegation of assault levelled in the FIR. Learned counsel further submits that the informant used to talk with some unknown person on her mobile phone for hours and when she was refrained from doing so, she left her matrimonial house on her own will. It is further submitted that in fact, the husband is ready to keep his wife but the informant herself is not willing to live with him as she has already solemnized second marriage and the present FIR has been lodged by the informant only to squeeze money out of the petitioners.

4. Mr. Sanjay Kumar, learned APP appearing for the State has opposed the prayer for bail of the petitioners.

5. Considering the facts and circumstances of this case as well as the above noted submissions and mainly the facts that all the petitioners are in-laws of the informant and against the Petitioners No.1, 3 and 4 there is no specific allegation though, against Petitioner No. 2, mother-in-law of the informant, there is specific allegation of having pushed the



informant to the ground but as per submission made by petitioners’ counsel there is no injury to the informant and during investigation, petitioners were given the benefit of Section 41 of the Code of Criminal Procedure and against them, investigation has been completed, in my opinion, in the said circumstances, the petitioners deserve to the privilege of anticipatory bail. Accordingly, let the petitioners named-above, in the event of their arrest/surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail in connection with Noorsarai P.S. Case No. 123 of 2021 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 concerned, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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