

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47235 of 2023

Arising Out of PS. Case No.-2134 Year-2022 Thana- SAMASTIPUR COMPLAINT CASE
District- Samastipur

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1. DEVENDRA JHA Son of Late Shaukhi Lal Jha Resident of Village-Bhudhara Adarsh Nagar, Road No. 3(C), Ward No. 15, Police Station-Town Samastipur, District-Samastipur
 2. DROPDI DEVI @ DRAUPADI DEVI Wife of Devendra Rai Resident of Village-Bhudhara Adarsh Nagar, Road No. 3(C), Ward No. 15, Police Station-Town Samastipur, District-Samastipur

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. KHUSHBOO KUMARI Wife of Santosh Kumar D/o Ravindra Kumar Mishra Resident of Village-Wajidpur Meyari, Police Station-Sarairanjan, District-Samastipur

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad
For the Opposite Party/s : Mr. Nirmal Kumar Sinha

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

5 30-01-2024 Heard learned counsel for the for the petitioners and
learned APP for the State.

2. Vide order dated 19.01.2024, notice was deemed to
be validly served upon the O.P. No.2 but nobody has entered
appearance on her behalf.

3. The petitioners apprehend their arrest in a case
registered for the offences punishable under Section 498A of
the Indian Penal Code and Section 4 of the Dowry
Prohibition Act.



4. Petitioners, who are the in-laws of the complainant, is said to have assaulted her and ousted her from the matrimonial home in association of their family members over the dowry demand.

5. It is submitted by learned counsel for the petitioners that the petitioners are innocent person and have committed no offence. Petitioners have neither made any dowry demand nor drove her out of her matrimonial home nor tormented her over the demand of dowry. Petitioners are the in-laws of the complainant and there is no specific overt act against them. Petitioners have no criminal antecedent, which is also mentioned in para-3 of the bail application.

6. Learned APP for the State opposed the prayer for grant of anticipatory bail.

7. Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) **each** with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Complaint Case



No.2134 of 2022, subject to the condition as laid down under
Section 438 (2) of the Cr.P.C.,

(Anjani Kumar Sharan, J)

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