

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.86108 of 2023

Arising Out of PS. Case No.-578 Year-2022 Thana- BANIAPUR District- Saran

Tara Devi Wife of Heman Sah, Resident of Village Sihoria, Berui, P.S.
Baniapur, District Saran at Chhapra

... .. Petitioner/s

Versus

1. The State of Bihar.
2. Sanjay Shah Late Uma Shah, Resident of Village Musehri, P.S. Chhapra
Muffasil, District Saran at Chhapra.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Yashraj Bardhan, Advocate.

For the Opposite Party/s : Mr. Nagendra Prasad, APP.

CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 16-01-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner seeks regular bail in connection with
Baniapur P.S. Case No.578 of 2022, registered for the offences
punishable under Sections 498(A), 304(B), 201/34 of the Indian
Penal Code and under Section 3/4 of Dowry Prohibition Act.

3. As per the prosecution case, the allegation against
the petitioner is that she alongwith other co-accused persons
committed dowry death to the daughter of informant.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this case.
He further submits that petitioner is mother-in-law of the
deceased against whom there is no specific allegation. He also
submits that petitioner has never demanded any type of dowry



from the victim. Learned counsel submits that victim fell ill during her stay in Delhi due to her pregnancy and was admitted to Safdurjung Hospital, New Delhi for treatment and the family members of the victim when informed visited there, however, she died during the treatment on 13.02.2022 and the petitioner also participated in the funeral but due to wrong information, the complainant/ informant filed the present case and the informant also filed a petition to this effect in the Court concerned. He further submits that petitioner is a woman who has no criminal antecedent and she is in custody since 01.07.2023.

5. Learned APP for the State has opposed the prayer for regular bail of the petitioner.

6. Considering the facts and circumstances of the case and the submissions of learned counsel for the parties and the period of custody, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saran at Chhapra in connection with Baniapur P.S. Case No.578 of 2022.

(Sunil Dutta Mishra, J)

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