

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18208 of 2025**

Arising Out of PS. Case No.-84 Year-2021 Thana- HARSIDHI District- East Champaran

Amrita Devi Wife of Shambhu Dubey Resident of Village- Olaha Mehata
Tola, P.S.- Harsidhi, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Sanjay Kumar Singh, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 09-05-2025 Heard learned counsel for the petitioner as well as
learned APP for the State.

2. In this case, the petitioner is seeking regular bail in connection with Harsidhi P.S. Case No. 84 of 2021, registered for the offences punishable under Sections 328 and 302 of the Indian Penal Code.

3. The complainant made allegation in the complaint petition is that her son, Abhishek Dubey (deceased) who was a truck driver developed love and affection with the petitioner. He usually came to the house of the petitioner and had illicit relationship with her. As per allegation, the petitioner administered poisonous substance to the deceased and he died.



4. Learned counsel for the petitioner has submitted that the petitioner is innocent and has falsely been implicated in the present case. None has seen the petitioner giving poisonous substance to the deceased. Learned counsel has submitted that brother of the deceased has sent a letter to the S.H.O., Chatauni, East Champaran dated 23.10.2020 in which he has stated that on 22.10.2020, his brother Abhishek Dubey (deceased) came to his house after purchasing vegetables and he became unconscious. He was shifted to Motihari Hospital where the Doctors apprised that he had consumed poisonous substance, subsequently, he died on 23.10.2020. The letter sent by the brother of the deceased to the S.H.O. is Annexure-3. Learned counsel for the petitioner further submitted that the petitioner is under custody since 19.11.2024.

5. On the other hand, learned APP for the State opposes the prayer for bail of the petitioner.

6. Considering the above-mentioned facts and circumstances, the petitioner, above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Motihari, East Champaran in connection with Harsidhi P.S. Case No. 84 of 2021, subject to the following



condition that the petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.

(Nawneet Kumar Pandey, J)

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