

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41719 of 2025

Arising Out of PS. Case No.-17 Year-2023 Thana- MAHILA P.S. District- Rohtas

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1. Kameswar Paswan Son of Late Nagina Paswan R/o Vill- Soni Tola P.S- Kachhwan, Distt.- Rohtas
 2. Kanti Devi Wife of Kameswar Paswan R/o Vill- Soni Tola P.S- Kachhwan, Distt.- Rohtas
 3. Dablu Paswan Son of Kameswar Paswan R/o Vill- Soni Tola P.S- Kachhwan, Distt.- Rohtas
 4. Munna Paswan Son of Kameswar Paswan R/o Vill- Soni Tola P.S- Kachhwan, Distt.- Rohtas
 5. Sandhaya Devi Wife of Munna Paswan R/o Vill- Soni Tola P.S- Kachhwan, Distt.- Rohtas

... .. Petitioner/s

Versus

1. The State of Bihar
2. Priti Kumari D/O Jagdish Paswan R/o Vill- Kenarkala, P.S- Chenari, Distt.- Rohtas

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar Singh, Advocate
For the Opposite Party/s : Mrs. Sharda Kumari, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 09-07-2025 Heard the parties.

2. The petitioners are apprehending their arrest in connection with Dehari Mahila P.S. Case No. 17 of 2023 for the offence under Sections 323, 498(A) and 504/34 of the Indian Penal Code and Section 3/4 of the Dowry Prohibition Act lodged on 26.05.2023, by the informant, Priti Kumari.

3. As per the prosecution story, the informant alleged that her marriage was solemnised in the petitioners' family, but



was always tortured for dowry and the allegation is that when the informant failed to make the payment, on 20.04.2023 they were brutally assaulted. This led to the F.I.R.

4. Learned counsel for the petitioners submits that no such assault took place, the lady was not ready to continue with her marital status and an exaggerated F.I.R. has been lodged.

5. Learned APP Mr. Jitendra Kumar Singh has taken this Court to learned Sessions Judge order to show that a video footage was made available by the informant in course of hearing and learned Sessions Judge witnessed the said footage showing assault on the family members of the informant by half a dozen people. In that background, so far as the anticipatory bail application of the petitioner no. 1, Kameshwar Paswan, petitioner no. 3, Dablu Paswan and the petitioner no. 4, Munna Paswan are concerned, the same are rejected.

6. So far as petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi are concerned, though allegation against them are there, considering the fact that they are ladies having no criminal antecedent, this Court is inclined to extend them the privilege of anticipatory bail.

7. Let the petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi be released on bail in the event of arrest



or surrender within a period of four weeks from the receipt of this order, on furnishing bail bond of Rs. 10,000/- (Ten thousand) each with two sureties of like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Bihramganj at Rohtas, in connection with Dehari Mahila P.S. Case No. 17 of 2023 subject to the conditions as laid down under Section 438(2) of the Cr.P.C., as also with the following conditions:-

(i) one of the bailor should be the family member/relative of the petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi who shall provide official document to show his/her bona fide;

(ii) the petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of their bail bond by the Trial Court itself;

(iii) the petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi shall in no way try to induce or promise or threat the witnesses or tamper with the evidences, failing which the State shall be at liberty to take steps for cancellation of the bail bonds;



(iv) the petitioner no. 2, Kanti Devi and petitioner no. 5, Sandhaya Devi shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of bail bonds.

(Rajiv Roy, J)

Ankit Kumar/-

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