

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19368 of 2026

Arising Out of PS. Case No.-320 Year-2025 Thana- ALAMNAGAR District- Madhepura

Tara Devi Wife of Bisho Sharma @ Bisho Das R/o Village - Farsahi
Mahatama Basa, Ward no. 12, P.S. - Alamnagar, Dist. - Madhepura.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dinesh Prasad Verma, Advocate

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

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 31-03-2026 Heard Mr. Dinesh Prasad Verma, learned counsel
for the petitioner as well as Mr. Jagdhar Prasad, learned
Additional Public Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
31.12.2025 in connection with Alamnagar P.S. Case No.320 of
2025, F.I.R. dated 27.10.2025 for the offences punishable under
Sections 80(2) and 3(5) of the Bharatiya Nyay Sanhita, 2023.

3. According to prosecution case, it is alleged that the
petitioner along with other accused persons killed the sister of
informant, namely, Nitu Kumari due to non-fulfillment of
demand of dowry.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and she has falsely been
implicated in the present case merely on the basis that she is



mother-in-law of the deceased. Although the petitioner is named in the FIR but from bare perusal of the FIR it appears that there is no specific allegation of assault or overt act or demand of dowry against her rather there is general and omnibus allegation against all the accused persons including the petitioner. Informant is not the eye witness of the alleged occurrence and merely on the basis of suspicion he has falsely implicated the petitioner in the present case and husband of the deceased, who happens to be son of the petitioner is in judicial custody and the petitioner is in custody since 31.12.2025.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts and circumstances, petitioner has clean antecedent and there is no specific allegation of assault or overt act or demand of dowry against her and husband of the deceased, who happens to be son of the petitioner is in judicial custody, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Madhepura in connection with Alamnagar P.S. Case No.320 of 2025, subject to the following conditions:-



i. Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on her absence on two consecutive dates without sufficient reason, her bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed her criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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