

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.90299 of 2025

Arising Out of PS. Case No.-243 Year-2025 Thana- KHAJEKALA District- Patna

Asha Lata Devi @ Asha Lata Yadav W/O Prakash Chandr Yadav R/O
Gurhatta Umashankar Gali, P.S- Khajekala (Patna City), Distt.- Patna, State-
Bihar.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Pintu Kumar Patel

For the Opposite Party/s : Mr.Humayou Ahmad Khan

CORAM: HONOURABLE MR. JUSTICE AJIT KUMAR

ORAL ORDER

2 15-01-2026 Heard the learned counsel for the petitioner and

learned Additional Public Prosecutor for the State.

2. The petitioner is apprehending his arrest in connection with Khajekala P.S. Case No. 243 of 2025, F.I.R dated 16.06.2025 registered for the offences punishable under Sections 80(2) and 3(5) of Bharatiya Nyaya Sanhita, 2023.

3. According to prosecution case, that the informant, Mahesh Kumar, father of the deceased Khusi Raj, stated that on 16.06.2025 at about 2:46 A.M., he received information that his daughter was unwell. On reaching her matrimonial home, he found her dead in the bedroom, whereafter he informed the police through Dial 112. The informant alleged that his daughter was deliberately killed for dowry by her husband, Harsh Kumar Yadav, and mother-in-law, Asha Lata Devi, who allegedly used to threaten and harass her for money. It is further alleged that



under pressure, the informant had earlier paid about ₹5 lakhs to the accused in cash and through mobile payment. Due to financial constraints, he could not meet a further demand of ₹5 lakhs prior to the incident, which allegedly led to the murder. On the basis of this statement, the present FIR was registered under Sections 80(2) and 3(5) of the BNS Act, 2023.

4. Learned counsel for the petitioner submits that petitioner is mother-in-law of the deceased, while there is nothing specific against this petitioner who has no criminal antecedent, and the husband of the deceased is already under judicial custody since 16.06.2025, and this petitioner being old lady aged about 75 years has various old age ailments and is quite innocent and ready to co-operate with the investigation.

5. Learned APP for the State opposes the prayer for anticipatory bail application.

6. Considering the aforesaid facts and circumstances, accordingly, this Court is inclined to grant the privilege of anticipatory bail to the petitioner.

7. Let the petitioner, above named, in the event of his/her arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, 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 court of ACJM, 1st Class, Patna City in connection with Khajekalan P.S. Case No. 243 of 2025, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure / Section 482(2) of the Bhartiya Nagarik Suraksha Sanhita and with other following conditions:-

(i) one of the bailors should be the family member/relative of the petitioner(s) who shall provide official document to show his/her bona fide;

(ii) the petitioner(s) 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 his/her/their bail bond by the Trial Court itself;

(iii) the petitioner(s) 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(s) shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of their bail bonds.

(Ajit Kumar, J)

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