

IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 27th day of May 2011
I Bail Application No. 274 of 2011

Order on the Bail Application:

CRIMINAL SIDE

Smt. Santo
W/o Raju
R/o Colony No. 2, Gularbhoj,
P.S. Gadarpur
District Udham Singh Nagar.

..... Applicant

Versus

State of Uttarakhand

..... Opposite Party

Arising out of FIR No. 32 of 2011	
Under Sections:	498-A / 304-B of I.P.C. & 3/4 D.P. Act.
Police Station:	Gadarpur
District:	Udham Singh Nagar.

Hon'ble Prafulla C. Pant, J.

Mr. M.S. Pal, Sr. Advocate, assisted by Mr. Deepak Bisht, Advocate, present for the applicant.

Mr. T.C. Agarwal, Addl. Govt. Advocate, present for the State.

Heard.

Delay Condonation Application No. 556 of 2011 is allowed. Rejoinder affidavit be taken on record.

Also, heard on bail application.

Applicant Smt. Santo, who is in jail in connection with Crime / FIR No. 32 of 2011, relating to offences punishable under Section 498-A / 304-B of I.P.C., and one punishable under Section 3/4 of the Dowry Prohibition Act, 1961, police station Gadarpur, District Udham Singh Nagar, has sought her release on bail.

Learned counsel for the applicant submitted that applicant is married sister-in-law of the deceased. She has no role in the unnatural death of the deceased. It is further pointed out that all the family members of the husband of the deceased are implicated in the crime, including the two married sisters-in-law. There is no specific role assigned to the applicant.

In the above circumstances, without expressing any opinion as to the final merits of the case, this court is of the view that the applicant deserves bail.

The bail application is allowed. Let the applicant Smt. Santo be released on bail on her executing a personal bond and furnishing two sureties, each of the like amount, to the satisfaction of the Chief Judicial Magistrate, Udham Singh Nagar.

(Prafulla C. Pant, J.)

Dt. 27.05.2011
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