

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37550 of 2013

- =====
1. Prabhu Ram S/O Late Palatan Ram Resident Of Village- Kabauli Ram, P.S- National Hayway, District- Samastipur.
 2. Sunita Devi W/O Prabhu Ram Resident Of Village- Kubauli Ram, P.S- National Hayway, District- Samastipur.

.... Petitioners

Versus

The State Of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vinay Ranjan, Adv.

For the Opposite Party/s : Mr. R.N. Jha, APP

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CORAM: HONOURABLE MR. JUSTICE MIHIR KUMAR JHA
ORAL ORDER

2 24-12-2013

Heard learned counsel for the parties.

Though the two petitioners being father in law and mother in law are facing prosecution for offence under Section 304(B), 201 and 34 of the Indian Penal Code, there are sufficient materials in the Case Diary to show that deceased victim lady was done to death due to strained relationship only with her husband. As a matter of fact, paragraph nos. 11, 12 & 13 of the Case Diary would go to show that the criminal case naming the petitioners along with their son, the husband was filed after ten days of the occurrence only after the parties could not settle their dispute relating to demand of Jewellries by the prosecution party. In any event the case of petitioners is distinguishable to the husband against whom there is allegation of specific overt act.

Considering all these aspects, this Court would direct



the petitioners, namely, Prabhu Ram and Sunita Devi to be released on bail in the event of their arrest or surrender within a period of four weeks from today on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Samastipur in connection with National Highway P.S. Case No. 71 of 2012, subject to the condition laid down under Section 438(2) of the Code of Criminal Procedure.

(Mihir Kumar Jha, J)

Rishi/-