

(Smt. Kamla Kushwah Vs. State of M.P.)**31.05.2016**

Shri Ravi Dwivedi, Advocate for the applicant.

Shri Sangeeta Pachouri, Public Prosecutor for the respondent/State.

Case Diary is perused.

Learned counsel for the rival parties are heard.

The applicant has filed this 1st bail application u/S 439, Cr.P.C. for grant of bail. The applicant has been arrested by Police Station Inderganj District Gwalior in connection with Crime No.144/2016 registered in relation to the offences punishable u/Ss. 302, 304B read with Sec 34 of IPC.

Learned Public Prosecutor for the State opposed the application and prayed for its rejection by contending that on the basis of the allegations and the material available on record, no case for grant of bail is made out.

Applicant is in custody since 12.03.2016.

The applicant who is the mother-in-law of the deceased is alleged with dowry death. The deceased has left behind a dying declaration which is implicative in nature in as much as the applicant has set the deceased on fire after she was doused in kerosene by the other co-accused

In view of the above, no case for grant of bail is made out.

Accordingly, the present 1st bail application is hereby rejected with liberty to the applicant to repeat her prayer for bail after examination of principal prosecution witnesses.

(Sheel Nagu)
V. Judge