

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

**ORDER**

**IN**

S.B. CRIMINAL MISC. BAIL APPLICATION NO.5574/2016  
(Smt. Asha Devi Vs. State of Rajasthan)

**Date of Order :**

**30.06.2016**

**HON'BLE MR. JUSTICE DEEPAK MAHESHWARI**  
(VACATION JUDGE)

Mr. S.K. Verma, for the accused-petitioner.

Mr. J.P.S. Choudhary, Public Prosecutor.

BY THE COURT

The present bail application has been filed under Section 439 Cr.P.C. on behalf of the petitioner who is in custody in connection with F.I.R. No.21/2016, Police Station Mahila Thana, District Bikaner for the offences under Sections 498A, 304B & 34 IPC.

Heard learned counsel for the petitioner and the learned Public Prosecutor and also perused the material available on record.

Learned counsel for the petitioner submits that co-accused Govind has already been released on bail by the Coordinate Bench of this Court. The case of the present petitioner is not distinguishable from him. The trial is likely to take a long time to be concluded. In the circumstances, counsel prays that the present petitioner may also be released on bail.

Learned Public Prosecutor has vehemently opposed the prayer for bail made by the counsel for the petitioner and submitted that due to mental and physical harassment by the accused-petitioner, Manju has died in abnormal circumstances in her matrimonial home.

After going through the statements of various witnesses recorded under Section 161 Cr.P.C., this Court is not inclined to grant bail to the accused-petitioner.

Consequently, the bail application is rejected.

**(DEEPAK MAHESHWARI),VJ.**