

Patna High Court - Orders

Ram Pyarii Devi & Ors vs State Of Bihar on 7 October, 2010

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr. Misc. No.35030 of 2010

1. RAM PYARI DEVI, W/O Sarwan Sao @ Sarwan Laheri.

2. Sarwan Sao @ Sarwan Laheri, S/O

Both residents of village - Indupur, P.S. - Barahiya, District -

Lakhisarai. Petitioners.

Versus

THE STATE OF BIHAR Opp. Party.

02/ 07.10.2010 Heard learned counsel for the petitioners and the State.

This is a petition for grant of anticipatory bail for offence under section 498A and 323 of the Indian Penal Code and section 3/4 of the Dowry Prohibition Act.

There is allegation against the petitioners who are father-in-law and mother-in-law of the complainant wife.

Learned counsel for the complainant, however, submits that the husband is still absconder and has not been surrendered.

Hence, having regard to the facts and circumstances of the case, above named petitioners, in the event of their arrest or surrender in the court below within a period of four weeks from the date of receipt / production of a copy of this order, are directed to be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Munger in connection with Complaint Case No. 1028C of 2009, subject to the condition that the petitioners shall file a certificate either that the husband has surrendered or has filed a petition for anticipatory bail, subject to condition that the bail petition of the petitioners shall accept on condition that they will file a petition to the satisfaction of the court below that the husband has either surrendered or filed anticipatory bail before the District Judge and further subject to the condition mentioned in section 438 (2) of the Cr.P.C.

Kundan

(Gopal Prasad, J.)