

5 BAIL MATTERS 484/2026
THE STATE Vs. RADHA
FIR No. 116/2026
(Sonia Vihar)

08.06.2026

Present: Ms. Parul Singh, Ld. Addl. PP for the State.
Sh. Roshan, Ld. Counsel for applicant/accused.
Sh. Rajan Choudhary, Ld. Counsel for applicant/accused
through VC.
Sh. Yogesh Sharma, Ld. Counsel for complainant.
IO Insp. Pankaj Singh is present.

This is an application filed on behalf of applicant/accused Radha u/s 482 of BNSS seeking grant of anticipatory bail.

Fresh reply to the application has also been filed by the IO pursuant to the direction of the court issued to the applicant/accused on LDOH to join the investigation.

As per the reply, the applicant/accused has duly joined the investigation and is also co-operating in the same.

In the present case, the case FIR has been registered for the commission of offence punishable u/s 80/85/108/3(5) BNS in relation to the death of deceased Madhu which took place within 7 years of marriage and as per the allegation of the complainant i.e. brother of the deceased victim was subjected to continuous cruelty, harassment and dowry related demands by her husband and other in laws.

While arguing on behalf of applicant/accused and seeking him anticipatory bail, the Ld. Counsel for accused has argued that all the allegations leveled against the accused are false and fabricated. It is further argued that the accused has been falsely implicated in the present

case only because of the fact that she is the aunt in law of the deceased victim. It is argued that however, both the deceased and her husband were already living separately for the last more than one and half year from the family of the applicant and as such the applicant/accused has no role whatsoever in the commission of the alleged incident. It is argued that moreover, there are no specific allegations leveled by the brother and sister of the deceased victim regarding the alleged cruelty and any demand of dowry and except making the general allegation that the victim was also used to be subjected to cruelty in relation to the demand of dowry also by the family of her husband, no specific role or other allegations is attributed towards the applicant/accused so as to prima facie disclose that he also ever subjected the deceased victim to any cruelty in relation to any demand of dowry or whatsoever.

It is argued that moreover, the applicant/accused has already joined the investigation of the case and is also duly cooperating in the same. Further, since no recovery of any material is also required to be effected in the present case and there is also no possibility or apprehension of tampering of prosecution evidence at the instance of applicant/accused, even otherwise, his custodial interrogation is also not required for any purpose.

Hence, it is prayed that applicant/accused may be granted anticipatory bail.

Per contra, opposing the bail application, the Id. Addl. PP for State has argued that all the offences alleged against the accused are very serious in nature. It is further submitted that the investigation of the case is still in progress and though the present applicant/accused has joined the investigation, however, considering the seriousness of alleged

offences and entailing punishment, there are high chances that the accused may abscond or try to temper with prosecution evidence.

Hence, it is prayed that the present anticipatory bail application filed on behalf of accused may be dismissed.

Similar submissions have also been made by Ld. Counsel for complainant and he has also opposed the grant of anticipatory bail to the applicant/accused.

I have already heard both the sides on the application and have also perused the police case file as well as the reply of the IO.

It is relevant to mention here that though in his police complaint, the complainant (brother of the deceased victim) has stated that his deceased sister was being subjected to cruelty in relation to demand of dowry by her husband and that the family members of the husband of the deceased also used to support him, however, there is no specific allegation leveled against the applicant/accused and other members of the family regarding any demand of dowry by them or that they had also committed any cruelty in person upon the deceased victim in relation to any such demand.

Further, even the statements of the complainant and her sister Usha recorded u/s 183 Cr.PC also does not disclose that they have made any specific allegations against any other member of the family of the husband of their deceased sister regarding any demand of dowry or subjecting the victim to cruelty in relation to any such demand except that they also used to support the husband of deceased.

Moreover, the reply of the IO also reveals that no recovery of any sort is to be effected in the present case. Further the applicant/accused has also already joined the investigation and is also

stated to be cooperating in the same. The reply of the IO further reveals that at present, the custodial interrogation of the accused is also not required for any purpose.

Accordingly, considering the totality of the abovesaid facts and circumstances of the present case and also taking into account that custodial interrogation of the applicant/accused is also not required for any purpose, the application of the applicant/accused for grant of anticipatory bail stands allowed.

The applicant/accused Radha is directed to join the investigation and in case of her arrest, following directions shall be followed :-

*i) In the event of arrest of the applicant/accused, she be released on bail. The amount of bail bond shall be **Rs. 20,000/- with one surety** in like amount to the satisfaction of the concerned IO/SHO.*

ii) The applicant/accused shall cooperate in the investigation at every stage, and shall make herself available for interrogation by the police as and when required.

iii) The applicant /accused shall provide her latest address to the IO /SHO concerned and in the event of change of address, she shall ensure that she provides her fresh address to IO /SHO concerned immediately.

iv). The applicant/accused shall not leave India without prior permission of the court.

v) The applicant/accused shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him or her from disclosing such facts to the court or to any police officer.

With these conditions, the present anticipatory bail application moved on behalf of applicant/accused Radha stands disposed off.

It is needless to say that nothing stated herein shall tantamount to an opinion or expression of the Court on the merits of the case.

Copy of this order be given dasti to the parties.

Application stands disposed off accordingly.

(BALWINDER SINGH)
ASJ (FTC)/North-
East/KKD Courts/
Delhi/08.06.2026