

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5891 of 2015

Arising Out of PS.Case No. -330 Year- 2013 Thana -NANHPUR District- SITAMARHI

1. Munni Khatoon wife of Md. Sabir Resident of village- Pandaul Bujurg,
P.S.Nanpur, District- Sitamarhi.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pushpendra Kumar Singh

For the Opposite Party/s : Mr. Suman Kumari Singh (App)

CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 18-02-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends her arrest in connection with
Nanpur Police Station Case No. 330 of 2013 registered for the
offences punishable under Sections 341, 323, 324, 307, 380, and
504/34 of the Indian Penal Code.

The accusation against the petitioner is that she gave
sword blow on the head of Sahana Khatoon who sustained injury
on her head which is said to be caused by sharp cutting weapon.

The contention on behalf of the petitioner is that the
injury sustained by Sahana Khatoon is simple in nature and
moreover, there is land dispute between the parties and that is the
reason of false implication of the petitioner in the alleged crime.

Considering the aforesaid facts and circumstances as well as submissions of the parties, the prayer for anticipatory bail of petitioner in connection with Nanpur Police Station Case No. 330 of 2013, pending in the court of Sub-Divisional Judicial Magistrate, Pupri at Sitamarhi stands rejected.

However, if the petitioner surrenders and seeks regular bail in connection with Nanpur Police Station Case No. 330 of 2013, pending in the court of Sub-Divisional Judicial Magistrate, Pupri at Sitamarhi within four weeks from today the concerned court shall consider the regular bail application of the petitioner on its own merit without being prejudiced by this rejection order, particularly keeping in mind the nature of injury sustained by injured Sahana Khatoon as well as this aspect of the matter that there is special provision in Cr. P.C for consideration of regular bail application of a woman and furthermore, the concerned court shall disposed of the regular bail application of the petitioner on the same day by passing reasoned order.

(Hemant Kumar Srivastava, J)

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