

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20774 of 2015

Arising Out of PS.Case No. -104 Year- 2004 Thana -PAROO District- MUZAFFARPUR

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1. Banarsi Devi Wife of Suresh Bhagat Resident of Village Anandpur
Kharauni, P.S. Paroo, District Muzaffarpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Yogendra Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

3 19-05-2015 Heard learned counsels for the petitioner and the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 447, 341, 324, 307 and
504/34 of the Indian Penal Code.

It is alleged that the petitioner and her husband being
the sister-in-law and brother-in-law of the informant were cutting
the Amaltas tree of the informant and putting it on their house and
on protest being made, husband of the petitioner caused injury on
the head of the husband of the informant with sword.

It is submitted by learned counsel for the petitioner that
the accusation of assault is not against the petitioner and
subsequently the informant being the wife of the brother of the
husband of the petitioner has entered into compromise.

Since the case was instituted in the year 2004, this Court is not inclined to interfere, but since accusation of assault is not against the petitioner who is a lady and informant has retracted from accusation it is a case for consideration of prayer for regular bail of the petitioner if she surrenders within a period of six weeks in connection with Paroo P.S. Case No. 104 of 2004 pending in the court of learned SDJM, (West) Muzaffarpur.

Accordingly, the application is disposed of.

(Dinesh Kumar Singh, J)

Amrendra/-

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