

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39054 of 2014

Arising Out of PS.Case No. -148 Year- 2013 Thana -SALKHUA District- SAHARSA

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1. Sweta Devi W/o Jay Prakash Yadav R/o village - Goradah, P.S. Salkhua,
District - Saharsa

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Subodh Kumar Sinha

For the Opposite Party/s : Mr. Parmanand Kumar (App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA
ORAL ORDER

2 03-04-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner apprehends her arrest in connection with
Salkhua P.S. Case No. 148 of 2013 registered for the offences
punishable under Sections 341, 323, 307, 354, 379, 498A/34, 504
and 506 of the Indian Penal Code and Sections 3 /4 of the Dowry
Prohibition Act.

Allegedly, the husband of the informant having
illicit relationship with the petitioner being bhabhi, used to assault
and torture the informant and further snatched gold chain and
ultimately they planned to kill her.

Submission is that all the allegations levelled against
the petitioner is false and the petitioner is living separately with

her husband happily. This petitioner is Anganwadi Sevika and due to jealous she has been dragged in this case with filthy allegations and she has got no concern with the family affairs of the informant and her husband, and as such, she deserves sympathetic consideration to which the learned APP opposes by submitting that on the person of the informant injury was found and chargesheet has been submitted under section 307 of the Indian Penal Code against the husband.

In the facts and circumstances stated above and considering the claim that the petitioner is living separately, the petitioner above named, in case of her surrender or arrest within two months from the date of receipt/production of a copy of this order, shall be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Saharsa in connection with Salkhua P.S. Case No. 148 of 2013, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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