

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15451 of 2015

Arising Out of PS.Case No. -117 Year- 2014 Thana -MOKAMAH District- PATNA

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1. Urmila Devi @ Pramila Devi, W/o Arjun Tiwari, resident of 147 Angar Pathra, Baghmara, P.S. - Baghmara, District - Dhanbad, Jharkhand.
 2. Manish Kumar @ Manish Kumar Tiwari S/o Arjun Tiwari resident of Angra Pathra, Kanta Pahari Road, Dhanbad, P.S. - Katras, District - Dhanbad, Jharkhand.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Anirudh Kumar Singh, Advocate.
Ms. Tulika Singh, Advocate.
For the Opposite Party/s : Mr. Ahmad Ali (APP)

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CORAM: HONOURABLE MR. JUSTICE I. A. ANSARI
ORAL ORDER

2 25-06-2015 This is an application, made under Section 438 of the Code of Criminal Procedure, seeking pre-arrest bail by the petitioners, namely, Urmila Devi and Manish Kumar @ Manish Kumar Tiwari, in connection with Mokama Police Station Case No. 117 of 2014 under Sections 304(B)/498(A)/34 of the Indian Penal Code.

Perused the above application and materials on record including a copy of the order, dated 20.02.2015, passed, in A.B.P. Nos. 24006, 24132 and 24304 of 2014, by the learned Additional Sessions Judge-X, Patna, dismissing the said application for pre-arrest bail and, order, dated 28.04.2015, passed in Cr. Misc. No.

16054 of 2015, by a Bench of this Court granting benefit of pre-arrest bail to the sister-in-law of the petitioner.

Heard Mr. Surendra Kumar Singh, learned Counsel for the petitioners, and Mr. Ahmad Ali, learned Additional Public Prosecutor, appearing on behalf of the State.

Considering the fact that petitioner No.1 is the mother-in-law of the alleged victim residing with her husband, who works in Bharat Cooking Coal Limited, and petitioner No.2 is brother-in-law of the alleged victim coupled with the fact that similarly situated co-accused has been granted benefit of pre-arrest bail by a Bench of this Court by order, dated 28.04.2015, passed in Cr. Misc. No. 16054 of 2015, it is hereby, in the interest of justice, directed that the petitioners above-named shall, in the event of their arrest in connection with the case aforementioned, be released on bail of Rs. 10,000/- , with two sureties of the like amount each, subject to the satisfaction of the Officer-in-Charge, Mokama Police Station, District-Patna. This direction for bail is further subject to the condition that the petitioners above-named shall, within two weeks from today, appear before the Officer-in-Charge, Mokama Police Station, District-Patna, and make themselves available for interrogation by police at all reasonable time and 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 them from disclosing such facts to the Court or to any police officer.

This application for pre-arrest bail shall stand disposed of in terms of the above observations and directions.

Let a copy of this order be sent, forthwith, to the Officer-in-Charge, Mokama Police Station, District-Patna.

Send also a copy of this order, forthwith, to the Senior Superintendent of Police, Patna, by fax.

(I. A. Ansari, J.)

Mkr./-

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