

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48759 of 2015

Arising Out of PS.Case No. -130 Year- 2011 Thana -CHARPOKHARI District- BHOJPUR

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Gita Devi @ Geeta Kunwar wife of Late Vikash Kumar Gupta, resident of
village- Pasour, P.S. Charpokhri, District- Bhojpur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Ravindra Kumar, Advocate

For the Opposite Party : Mr. Md. Aslam Ansari, APP

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CORAM: HONOURABLE THE ACTING CHIEF JUSTICE

ORAL ORDER

3 24-11-2015

This is an application, made under Section 439 of the Code of Criminal Procedure, seeking bail for the accused-petitioner, namely, Gita Devi @ Geeta Kunwar, in connection with Charpokhari Police Station Case No. 130 of 2011, under Section 302 of the Indian Penal Code.

Perused the above application and materials on record.

Heard Mr. Ravindra Kumar, learned Counsel for the petitioner, and Mr. Md. Aslam Ansari, learned Additional Public Prosecutor, appearing on behalf of the State.

In view of the fact that the accused above-named, who is a woman, has been in custody since 07.08.2015 in connection with the case aforementioned and though *charge sheet* has, admittedly, been submitted, trial has not yet commenced and perusal of the materials available does not reveal such

incriminating materials, which would warrant further detention of the accused-petitioner in custody, and in view also of the fact that the perusal of the materials does not reveal that the accused-petitioner's liberty on bail would adversely affect his trial, it is, in the interest of justice, hereby directed that the accused above-named shall be released on bail of Rs. 10,000/- with two sureties, each of the like amount, subject to the satisfaction of the learned Chief Judicial Magistrate, Bhojpur at Ara, in connection with Charpokhari Police Station Case No. 130 of 2011.

This direction for bail is further subject to the condition that the accused above-named 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 from disclosing such facts to the Court or to any police officer or tamper with the evidence and shall appear, in the learned Court below, as may be directed.

In terms of the above observations and directions, this bail application shall stand disposed of.

(I.A. Ansari, ACJ)

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