

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28707 of 2014

Arising Out of PS.Case No. -74 Year- 2013 Thana -GANGABRIDGE District-
VAISHALI(HAJIPUR)

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1. Shaili Devi Wife of late Shivjee Choudhary resident of village-
Karanpura, P.S.- Ganga Bridge, District- Vaishali.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md.Imteyaz Ahmad

For the Opposite Party/s : Mr. A.Dayal(App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 08-01-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner apprehends her arrest in connection with
Ganga Bridge P.S. Case No. 74 of 2013 registered for the offences
punishable under Sections 302, 201, 120B/34 and 498 A of the
Indian Penal Code.

Allegedly, Mina Devi Mauseri sister of the
informant was married with Binod Chaudhary, the son of the
petitioner, and she was being abused and assaulted by her husband
and the petitioner since last five years and they were causing
threats to kill her and ultimately killed her and got the dead body
disappeared. Out of the wedlock there is one son and one daughter

aged about 12 and 13 years respectively who have seen the occurrence.

Submission is that the husband of the deceased is already in jail and the petitioner is an old and is suffering from various ailments. She is separate in mess and she has got no concern with the affairs of the husband of the deceased. Both the children during investigation have not levelled any allegation against the petitioner and as such she deserves sympathetic consideration to which the learned APP opposes.

In the facts and circumstances stated above and considering the fact that the husband of the deceased is in custody and the petitioner is an old lady, in the event of her arrest or surrender within two months from the date of receipt/production of a copy of this order, she shall be enlarged 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, Vaishali at Hajipur in connection with Ganga Bridge P.S. Case No. 74 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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