

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.40033 of 2014

Arising Out of PS.Case No. -35 Year- 2001 Thana -PALANWA District-
EASTCHAMPARAN(MOTIHARI)

- =====
1. Satyadeo Singh S/o Jagarnath Singh
 2. Janardan Singh @ Janardan Kr. Singh S/o Rup Narayan Singh
 3. Madhusudan Singh S/o Rup Narayan Singh
 4. Muni Devi W/o Bhup Narayan Singh All are resident of Parsona Tupsi,
P.S. - Palanwa, District - East Champaran (Motihari)

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar

For the Opposite Party/s : Mr. M.K.Nirala(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 25-03-2015 It is submitted by the learned counsel for the petitioners

that petitioner no.4 (Muni Devi) is dead and hence he sought to

delete the name of petitioner no.4.

Learned counsel for the petitioner is permitted to delete

the name of petitioner no.4.

Heard learned counsel for the petitioners and learned

A.P.P. for the State.

The petitioners apprehend their arrest in connection with

Palanwa P.S.Case No. 35/2001, registered for the offences

punishable under Sections 304(B)/201/34 of the Indian Penal

Code.

It is submitted on behalf of the petitioners that the present

case was registered in the year 2001 and charge-sheet was submitted against the husband and father-in-law of the deceased lady and they have been acquitted by a judgment passed by this Hon'ble Court. Learned counsel for the petitioner further submits that in the year 2011, all of a sudden the petitioners came to know that they are also implicated in the present case. He further submits that they have been falsely implicated in the present case and final form has been submitted, vide Annexure 2, in the year 2003 but cognizance was taken by the court in the year 2011.

Considering the aforesaid submissions and also the fact that the main accused have been acquitted on 27.10.2005 in Cr. Appeal (SJ) No. 261 of 2003, let the petitioners nos. 1 to 3, named above, in the event of their arrest or surrender before the court below within two weeks from the date of receipt/ production of a copy of this order, are directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of Sri Kamla Prasad, learned Judicial Magistrate, 1st Class, Raxaul at Motihari, in Palanwa P.S. Case No. 35/2001 (T.R.No. 59/2014), subject to the conditions as laid down u/s 438(2) Cr.P.C.

(Anjana Mishra, J)

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