

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.10742 of 2016

Arising Out of PS.Case No. -391 Year- 2015 Thana -JAHANABAD District- JEHANABAD

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1. Ajanti Devi D/o Suraj @ Suraj Raut, resident of village- Gonsa, P.S. + District- Jehanabad. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Kunwar Digvijay Singh , Advocate

For the Opposite Party/s : Mr. Shakir Ahmad(App)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

3 27-04-2016

Heard learned counsel for the petitioner and learned

A.P.P. representing the State.

The petitioner seeks bail in connection with S. Tr. No. 67 of 2016 – 07/16 arising out of Jehanabad P.S. Case No. 391 of 2015 registered for the offences punishable under Sections 326 and 302/34 of the Indian Penal Code.

Monu Raut, the son of the informant was married to the petitioner in the year 2012 and allegedly, Monu Raut was burnt to death by the petitioner and other in-laws as the petitioner was not ready to live with her husband.

Submission is of false implication and that First Information Report has been lodged after much delay, during investigation independent witnesses have stated that when the petitioner did not agree to go with her husband, the deceased committed suicide by burning himself and, as such, the petitioner

who is suffering in custody, deserves sympathetic consideration as she has brought her husband to the hospital for treatment. Learned counsel for the petitioner has referred para nos. 34, 35, 44 and 52 of the case diary.

The learned A.P.P. opposes the prayer of bail.

In the facts and circumstances stated above, considering that chargesheet has already been submitted and there is no chance of tampering with the prosecution evidence and, as such, the petitioner, above named, is directed to 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 Addl. District & Sessions Judge-V, Jehanabad in connection with S. Tr. No. 67/2016 – 07/16 arising out of Jehanabad P.S. Case No. 391 of 2015 subject to the conditions that one of the bailors must be near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on her part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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