

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47934 of 2016

Arising Out of PS.Case No. -32 Year- 2016 Thana -PAUTHU District- AURANGABAD

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Singari Kuwar, wife of Late Santosh Mistri, resident of village Jhingury,
P.S.- Poutbu, District- Aurangabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. Arun Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR MANDAL
ORAL ORDER

2 08-12-2016 Heard the Counsel for the petitioner and the APP for
the State.

Petitioner prays for grant of anticipatory bail in
Pouthu P.S. Case No. 32 of 2016 registered under sections 326(A),
307/34 of the Indian Penal Code and Sections 3 and 4 of
Prevention of Witchcraft Practices Act.

Petitioner is related to the informant who is a
widow. The allegation is that the petitioner gave some acid like
substance to her son to drink whereafter he developed problem
and was taken to the Bose clinic for treatment.

Contention of the petitioner is that owing to family
feud, the allegation has been embellished and alleged after 7-8
days of the occurrence. The Police verified about the injury
sustained by the son of informant whereafter Annexure-2 was
issued wherefrom it appears that the informant disclosed that by



mistake the acid like substance was drunk by him and that within two days the injured was discharged on being found no serious injury.

Considering the facts and circumstances of the case, in the event of arrest or surrender in the Court below within four weeks, the petitioner abovenamed is directed to be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Pouthu P.S. Case No. 32 of 2016 in learned Chief Judicial Magistrate, Aurangabad subject to the condition as laid down under Section 438(2) of the Cr.P.C. with the further following conditions:

(i) One of the bailers shall be the own/close family members of the petitioner.

(ii) In case of framing of charge, the petitioner shall appear in person on each and every date fixed in the Court below. In case of default in doing so on two consecutive occasions without any cogent/satisfactory reason, the Trial Court shall have liberty to cancel the bail bond of the petitioner and secure his arrest in accordance with law.

(Kishore Kumar Mandal, J)

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