

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39921 of 2016

Arising Out of PS.Case No. -225 Year- 2015 Thana -SIRDALA District- NAWADA

- =====
1. Sarswati Devi Wife of late Mahesh Ravidas
 2. Pankaj Ravidas Son of late Mahesh Ravidas Both Resident of Village-
Jamunia, Police Station- Sirdala, District Nawada.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rabi Bhushan Prasad No. 1

For the Opposite Party/s : Mr. B. N. Pandey, APP

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR

JHA

ORAL ORDER

2 20-09-2016

Heard both sides.

The petitioners apprehend their arrest in Sirdala P.S. case No. 225 of 2015 under Section 341, 323, 504, 354(B), 34 of the Indian Penal Code and under Section 34 of Prohibition of Witch Practices Act, 1999.

The informant alleged that petitioners came and alleged that informant is a witch, who killed husband of petitioner No.1. The petitioners are alleged to have assaulted the informant with fists and slaps and asked the informant to make the deceased alive failing which she would not be allowed to live in the village.

The learned counsel for the petitioners submits that petitioner No.1 is own sister-in-law (Gotini) of the informant and

petitioner No.2 is son of petitioner No.1. No occurrence, as alleged by the informant, has taken place. On account of some family dispute this false case has been lodged. The petitioners are alleged to have assaulted with fists and slaps

Considering the facts aforesaid and the nature of allegations made against the petitioners, the above named petitioners, in the event of their arrest or surrender before the learned court below within a period of four weeks from the date of receipt / production of a copy of this order, are directed to be enlarged on bail on furnishing 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, Nawada in Sirdala P.S. Case No. 225 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Jha, J)

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