

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12287 of 2016

Arising Out of PS.Case No. -115 Year- 2015 Thana -RUPAULI District- PURNIA

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Shimla Devi Wife of Ramjee Tari resident of Village Ajhokopa P.S.
Rupauli, District Purnea.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Avnish Kumar

For the Opposite Party/s : Mr. S.D. Singh Yadav (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 11-04-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in connection with
Rupauli P.S. Case No. 115 of 2015 registered for the offences
punishable under Sections 302/34 of the Indian Penal Code.

The allegation against the petitioner is that she
alongwith the husband of the deceased caught hold the deceased
and set on fire.

Learned counsel for the petitioner after referring several
paragraphs of the case diary submits that independent witnesses
have stated that the husband of deceased was having illicit relation
with another woman and on account of that illicit relation, she had
set herself on fire and the villagers participated in putting off the
fire and took her to the hospital.

Considering the aforesaid facts and circumstances of the case and the story as propounded in the FIR is improbable, in view of the statement of the independent witnesses, let the petitioner above named, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, be enlarged on bail on furnishing bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st Class, Purnea in connection with Rupauli P.S. Case No. 115 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Jagdish/-

(Anjana Mishra, J)

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