

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.29754 of 2017

Arising Out of PS.Case No. -42 Year- 2016 Thana -ALINAGAR District- DARBHANGA

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Fulti Devi @ Falti Devi, W/o Ram Prasad Chaupal, R/v- Goswa, PS-
Alinagar, Dist- Darbhanga.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Kumar

For the Opposite Party/s : Smt. Gulnar Begam

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**
ORAL ORDER

2 10-07-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in connection with Alinagar
P.S. Case No. 42 of 2016 registered for the offences punishable
under sections 304(B), 302, 201, 120(B)/34 of the Indian Penal
Code.

At the very outset it is submitted on behalf of the
petitioner that the petitioner is old mother-in-law and she is
suffering in custody since 28.4.2017. The husband has faced the
trial vide Sessions Trial No. 404 of 2016 and he has been acquitted
vide judgment dated 27.05.2017 by 2nd Additional Sessions Judge,
Benipur and as such, she deserves sympathetic consideration.

Learned APP submits that during trial, the



prosecution witnesses have turned hostile.

In the facts and circumstances stated above, the petitioner, above named, is directed to be released on bail on execution of bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Sub-Divisional Judicial Magistrate, Benipur (Darbhanga) in connection with Alinagar P.S. Case No. 42 of 2016, subject to the conditions that one of the bailors must be a 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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