

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57143 of 2017

Arising Out of PS.Case No. -146 Year- 2017 Thana -BHELDI District- SARAN

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Shahjahan Khatoon W/o Salamat Hussain, R/o Bhimabandh, P.S.- Bheldi,
District- Chapra.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Manish Jha, Adv.

For the Opposite Party/s : Mr. Ram Sevak Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 14-12-2017 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks bail in connection with Bheldi
Police Station Case No. 146 of 2017 registered for the offences
punishable under sections 341, 323, 307, 302 and 504/34 of the
Indian Penal Code.

It is alleged that dispute between the parties arose on
account of flowing drainage water. This petitioner and two other
named accused came at the house of the informant and they
abused and assaulted her. When her maternal grandfather aged
about 65 years came for her rescue, the husband of this petitioner
assaulted him on his back on account of which he fell down and
died at the spot. The informant was however moved to hospital for



treatment.

The learned counsel for the petitioner submits that the allegation of assault is against the husband of the petitioner. The deceased died for some other reasons which is apparent from the *post mortem* report in which doctor has not reported any external injury. This petitioner allegedly assaulted the informant on her head. The injury appears simple in nature from the injury report annexed with the supplementary affidavit filed on behalf of the petitioner. The petitioner is a lady having clean antecedent and and is in custody since 13.09.2017.

Considering the facts and circumstances, as stated above, the prayer of bail is allowed and the above named petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-XII, Saran, in connection with Bheldi Police Station Case No. 146 of 2017, subject to the condition that one of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.

(Sanjay Kumar, J)

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