

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38200 of 2017

Arising Out of PS.Case No. -32 Year- 2017 Thana -UJIYARPUR District- SAMASTIPUR

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1. Rani Jha W/o Late Birendra Jha, R/o Village- Salempur, P.S.-
Musarigharari, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Abhay Kumar, Advocate

For the Opposite Party/s : Mr. Sunil Kumar Pandey, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

02 17-08-2017 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends her arrest in connection with
Ujiyarpur P.S. Case No. 32 of 2017 registered for the offences
punishable under Sections 115/120 (B)/34 of the IPC and under
Sections 25 (1-b)a/26/35 of the Arms Act.

The informant has alleged that he got a secret information
that the petitioner has hired some notorious criminal of Begusarai
namely Dhananjay Isser and others for the murder of Manoranjan
Kumar Giri, Mukhiya of Kharihar Gram Panchayat. On this
information, police reached at the place of occurrence and
apprehended the accused persons. It is further alleged that one
Kanhaiya Kumar in his confessional statement disclosed that he



was hired by this petitioner to commit murder of Manoranjan Kumar Giri for which this petitioner had given him Rs. 2,00000/-.

Learned counsel for the petitioner submits that nothing has been recovered from possession of the petitioner. He further submits that the informant lodged the present case against this petitioner at the instance of Manoranjan Kumar Giri who has committed murder of her husband for which Ujiyarpur P.S. Case no. 42 of 2012 was registered against the Manoranjan Kumar Giri, Thereafter, the said Manoranjan Kumar Giri conspired and committed murder of her son for which Shastri Nagar (Patna) P.S. Case No. 161 of 2017 was lodged. The said Manoranjan Kumar Giri again got murdered one of her relative namely Vijay Isser, for which Bachhwara P.S. Case No. 49 of 2017 was registered. The last rites of the son of petitioner was performed on 25.03.2017 and in the same night police arrested her elder son and forcibly took his confessional statement, on the basis of which this petitioner has been named. The petitioner has clean antecedent and so she deserves anticipatory bail.

Learned Additional Public Prosecutor opposed the aforesaid submission.

On perusal of FIR and submission of the petitioner I find in all the three murder case relating to husband, son and relative, one



Manoranjan Kumar Giri is the main accused who is at inimical term with the petitioner. It further appears that nothing has been recovered either from her possession or even from her house and she has no criminal antecedent.

Considering the facts and circumstances, as stated above, this application for anticipatory bail is allowed. The petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Dalsingsarai, Samastipur in connection with Ujiyarpur P.S. Case No. 32 of 2017, subject to the condition as laid down under Section 438 (2) of the Criminal Procedure Code.

(Sanjay Kumar, J)

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