

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.58995 of 2017

Arising Out of PS.Case No. -60 Year- 2017 Thana -CHAINPUR District- BHABHUA (KAIMUR)

1. Dilwas Devi @ Munni Devi, W/o Mohan Yadav,

2. Heera Yadav S/o Late Bigu Yadav,

3. Reema Kumari D/o Heera Yadav,

4. Mohan Yadav S/o Late Bigu Yadav,

All R/o Village- Majhuee, P.S.- Chainpur, District- Kaimur (Bhabua).

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner/s : Mr. Ajay Nandan Sahay, Advocate

For the Opposite Party/s : Dr. Rabindra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 13-12-2017 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners seek pre-arrest bail in connection
with Chainpur P.S. Case No. 60 of 2017 registered under
Sections 304-B, 201 read with 34 of the Indian Penal Code.

It is submitted by the learned counsel for the
petitioners that on completion of investigation the police found
lack of evidence against the petitioners and, thus, a final report
was submitted in the court, but differing with the police report,



the learned Magistrate took cognizance of the offence. He submitted that the husband of the alleged victim namely, Upendra Yadav has already been granted bail by this Court vide order dated 03.08.2017 passed in Cr. Misc. No.27680 of 2017. The petitioners happen to be mother-in-law, uncles-in-law, *gotni* and *bhaisur* respectively and had no concern with day to day family affairs of the wife of the Upendra Yadav.

Learned counsel for the State has opposed the application for grant of pre-arrest bail to the petitioners.

Regard being had to the final report submitted by the police against the petitioners, in the event of arrest or surrender in the court below within six weeks from today, they are directed to 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 Chief Judicial Magistrate, Kaimur at Bhabua in connection with Chainpur P.S. Case No. 60 of 2017 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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