

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11808 of 2017

Arising Out of PS.Case No. -202 Year- 2016 Thana -FALKAHA District- KATIHAR

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Sita Devi, wife of Late Shrinath Yadav, Resident of Village- Sonbarsa
Babhni, P.S. Falka, District- Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

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

For the Opposite Party/s : Mr. Khurshid Anwar, APP

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

6 19-06-2017 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner is languishing in custody since
03.09.2016 in connection with S.T. No. 01/2017, arising out of
Falka P.S. Case No. 202/2016 for offences punishable under
Section 302/34 of the Indian Penal Code.

The prosecution case, as lodged by the informant,
is that his daughter Jully Kumari was married to accused Janardan
Yadav about 12 years back and from the wedlock there were three
children, but the accused Janardan Yadav had illicit relationship
with one Rina Devi on account of which he regularly abused and
assaulted the deceased Jully Kumari. It is further alleged that
mother-in-law petitioner Sita Devi also assaulted the deceased.



It has been submitted by the learned counsel for the petitioner that petitioner being the mother-in-law is innocent and general and omnibus allegation has been levelled against her. It is further submitted that none of the independent witnesses have supported the prosecution case so far as this petitioner is concerned and that the husband Janardan Yadav has surrendered in the court below on 15.09.2016 and since then he is in custody. It is also submitted that the charge-sheet has already been submitted, hence, there is no chance of tampering with the prosecution evidence.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Sessions Judge, Katihar, in connection with Falka P.S. Case No. 202/2016.

(Nilu Agrawal, J)

Rajesh/-

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