

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.1434 of 2017

Arising Out of PS.Case No. -390 Year- 2016 Thana -KHAZANIHAT District- PURNIA

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Fulwanti Devi W/o- Late Upendra Prasad @ Upendra Prasad Mahto, R/o-
Mohalla- United Agriculture Industries Gope Centre (Biyada) Maranga,
P.S.- K. Hat (Maranga), District- Purnea. Permanent R/o- village- Chilmara,
Sirniya, P.S.-Katihar (Muffasil), District- Katihar.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pawan Kumar Singh

For the Opposite Party/s : Mr. Sri Rajendra Nath Jha

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 23-02-2017 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

Petitioner is in custody since 03.09.2016 in connection
with K. Hat (Maranga) P.S. Case No. 390 of 2016/G.R. No. 2828 of
2016 registered under Sections 302 and 120(B) of the Indian Penal
Code.

Learned counsel for the petitioner has submitted that
initially the petitioner, who happens to be informant, has lodged the
case against unknown but during course of investigation, on the
confession of the son of petitioner, she has been made accused by the
police. Admittedly, the son of the petitioner has confessed his guilt for
alleged occurrence before the police but did not support the
participation of his mother in the alleged occurrence. In fact, there is no
witness to support the implication of this petitioner in this case.



Moreover, petitioner, who is mother of two minor children, is languishing in custody for the last four months for her no fault.

Considering the facts and circumstances of the case and the nature of accusation, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand rupees only) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Purnea in connection with K. Hat (Maranga) P.S. Case No. 390 of 2016.

(Arvind Srivastava, J.)

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