

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43402 of 2016

Arising Out of PS.Case No. -154 Year- 2015 Thana -SHERGHATI District- GAYA

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1. Maheshwari Devi wife of Shai Ieshwar Chaudhary Resident of Village-jolha Bigha, P.S.(Dobhi) Sherghaty, District-Gaya

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Shivendra Prasad

For the Opposite Party/s : Mr. Binod Kumar

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 09-02-2017 Heard the parties.

This application has been filed in connection with Sherghaty (Dobhi) P.S.Case No.154 of 2015 for the offence under Sections 302 & 328/34 of the Indian Penal Code.

It is submitted on behalf of the petitioner that there is omnibus allegation against the petitioner and other accused persons. Petitioner is mother-in-law and she has remained in custody for about eight months. Moreover, the co-accused, father-in-law has already been granted bail by this Court, vide order dated 07.04.2016 passed in Cr. Misc. No.56942 of 2015.

Heard learned A.P.P. also.

Having heard both sides. From perusal of the viscera report, it appears that some poisonous substance were found,



however, considering the fact that there is omnibus allegation against the petitioner (mother-in-law) and she has remained in custody for about eight months and the father-in-law has already been granted bail by this Court, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Sherghaty (Gaya) in connection with Sherghaty (Dobhi) P.S.Case No.154 of 2015.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and on the event of failure on his part to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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