

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.15813 of 2017

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1. Saro Devi, wife of Sri Yugal Yadav, resident of village - Mircha, PS -
Sikandra, District - Jamui.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Prakash Mahto, Advocate

For the Opposite Party/s : Mr. Satyendra Narayan Singh, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2/ 02-05-2017

Heard learned counsel for the Petitioner and the
State.

The Petitioner apprehends her arrest in Sikandra
P.S. Case No.143 of 2016 instituted for the offence under
Section(s) 328, 304-B/34 Indian Penal Code.

It has been submitted on behalf of the petitioner that
husband of the deceased is already in custody. There is general
and omnibus allegation against the petitioner, who is mother-in-
law of the deceased.

From the written report, it appears that the deceased
was married with Bablu Yadav about eight years back. She had
children from the wedlock. On 10.09.2016, the informant got
information on phone that his sister was done to death by
administering poison.

The Sessions Judge has mentioned in the impugned
order that the police in the Inquest Report has mentioned cause of
death due to poisoning and the doctor has preserved viscera.



In this manner, from the written report itself, it appears that there is general and omnibus allegation against the petitioner.

In the facts and circumstances of the case, prayer of the petitioner for grant of anticipatory bail is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Sikandra P.S. Case No.143 of 2016, she shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Additional Chief Judicial Magistrate, II, Jamui, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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