

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.31477 of 2017

Arising Out of PS.Case No. -86 Year- 2017 Thana -SIWAN MUFFASIL District- SIWAN

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1. Puja Kumari @ Chhathi Kumari, D/o Seth Sah,
2. Prabhawati Devi, W/o Seth Sah , Both Resident of Village- Dhanauti,
Police Station- Siwan (M) (Dhanauti O.P.), District- Siwan.

.... Petitioners

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh
For the informant : Mr. Rajgiri Singh
For the Opposite Party/s : Mr. Lakshmi Kant Sharma

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 02-08-2017 Heard learned counsel for the petitioners.

This is an application for bail in connection with
Siwan Muffasil (Dhanauti O.P.) P.S.Case No. 86 of 2017
registered for the offences punishable under Sections 302/34 of the
Indian Penal Code.

Allegation against the petitioners is that in a
conspiracy they called the deceased in house and thereafter killed
the deceased and hanged his body.

It has been submitted on behalf of the petitioners that
petitioners are ladies and FIR itself shows that there was love
affairs with petitioner No.1 and the deceased for the last two years
and in such a situation it cannot be believed that petitioner had
killed the deceased and petitioner No.2 is mother of petitioner
No.1 and they are in custody for more than two months.

Heard learned APP and learned counsel for the
informant also. They have opposed the prayer for bail.

Having heard both sides and considering the fact that



both the petitioners have been made accused on the basis of suspicion and they are ladies, let the petitioners, named above, be released on bail on furnishing bail bonds of Rs.25,000/- (Rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Siwan, in connection with Siwan Muffasil (Dhanauti O.P.) P.S.Case No. 86 of 2017, subject to the conditions that :-

(i) One of the bailors of the petitioners shall be a local person having sufficient immovable properties within the jurisdiction of the concerned Court.

(ii) The petitioners will not induce any witness or tamper with the evidence.

(iii) The petitioners shall cooperate in the disposal of trial and make themselves available as and when required by the court and on the event of failure on their part to appear before the court below on two consecutive dates without showing any genuine reason, the prosecution is free to move for cancellation of their bail.

(Vinod Kumar Sinha, J)

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