

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45394 of 2017

Arising Out of PS.Case No. -56 Year- 2017 Thana -MALSALAMI District- PATNA

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Minta Devi, Wife of Fakira Choudhary, Resident of Vilage- Dahuchak
Nagla, Police Station- Malsalami, District- Patna.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Hari Mohan Tripathi

For the Opposite Party/s : Mr. Rajballabh Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 17-10-2017 Heard learned counsel for the petitioner.

This is an application for bail in connection with Malsalami P.S.
Case No.56 of 2017 registered for the offences punishable under
Sections 365, 302, 201, 120(B)/34 of the Indian Penal Code.

Allegation against the petitioner as per F.I.R. is that the petitioner
is not named in the F.I.R. Later on, name of petitioner transpired.

Submission of learned counsel for the petitioner is that petitioner
confessed her guilt before the police and the mobile was recovered from
possession of Raj Kumar Prasad @ Sonu. She is in custody since
17.6.2017 and there is delay of 12 days of lodging F.I.R. It has been
submitted that Kaushal Kumar at the instance of the petitioner has
killed the deceased. It has also been submitted that earlier also another
son of the informant was killed. In that case, one Dilip Kumar was
named accused and he has also confessed about his guilt and informant



has also stated about his complicity in the present case also.

Heard learned APP also.

Having heard both sides and in view of the facts and circumstances and except confession, there is nothing against the petitioner, she is a lady and she is in custody for four months, as stated above, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M.-IV, Patna City, District- Patna in connection with Malsalami P.S. Case No.56 of 2017 subject to the following conditions :-

- (1) One of the bailors shall be a local person having sufficient immoveable properties in the jurisdiction of court concerned.
- (2) Petitioner shall co-operate in trial and appear on each and every date and on failure to appear on two consecutive dates without showing any genuine ground or without permission of court, his bail bond shall be cancelled.

(Vinod Kumar Sinha, J)

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