

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38592 of 2017

Arising Out of PS.Case No. -11 Year- 2017 Thana -RAJNAGAR District- MADHUBANI

=====

1. Anita Devi wife of Ram Swarath Yadav resident of village Thikaha, P.S.
Raj Nagar, District Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Dhananjay Kumar Tiwary

For the State : Dr. Rabindra Kumar, APP

=====

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 22-08-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Raj Nagar P.S. Case No.
11 of 2017 instituted for the offence under Sections-302, 384, 386, 379
& other minor Sections of the Indian Penal Code.

It has been submitted that the petitioner is a lady. There is
no specific allegation of overt act against her. In the written report, it is
alleged that the petitioner and other accused persons assaulted the
informant and his wife with Lathi, Danda, fist & slaps. It is alleged that
wife of the informant sustained injury on her breast and mouth, during
assault and bleeding took place from her mouth and she died.

From the written report itself, it appears that there is no any
allegation of specific overt act against the petitioner. She is a lady. In
paragraph-3 of the petition, it has been mentioned that the petitioner has
no criminal antecedent.



In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioner named above in the event of her arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Raj Nagar P.S. Case No. 11 of 2017 to the satisfaction of Sri Vikash Jha, learned Judicial Magistrate-Ist Class, Madhubani subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (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)

A.K.V./-

U		T	
---	--	---	--

