

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12301 of 2018

Arising Out of PS. Case No.-66 Year-2014 Thana- FULKAHA District- Araria

Sulochana Devi @ Sulochana, W/o Ganpati Yadav, R/o Village- Shankarpur ,
Kaptanganj, P.S.- Kaptanganj, Distt.- Sunsari (Nepal).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ramesh Kumar Singh

For the Opposite Party/s : Mr. Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 06-04-2018 Heard learned counsel for the petitioner and the

State.

The petitioner apprehends arrest in Fulkaha P.S. Case
No. 66 of 2014 instituted for the offence under Sections
302,201,34 of the IPC.

The informant has alleged that dead body of her
husband was found lying in side of Indian Territory, 50 meters
away from the Indo-Nepal border. The informant has further
alleged that a dispute was going on between her husband and
Pintu Yadav and Doma Yadav prior to the occurrence. Pintu
Yadav threatened her husband not to chase his sister(petitioner),
otherwise he would kill him(deceased). Informant has raised
suspicion against this petitioner of killing her husband with the
help of accused persons.

Counsel for the petitioner has submitted that beside



suspicion there is no allegation of overt act against this petitioner.

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 bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Fulkaha P.S. Case No. 66 of 2014 to the satisfaction of the learned Judicial Magistrate 1st Class, Araria, subject to condition as laid down u/S 438 (2) of the 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 dated fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bonds of the petitioner and (3) if the 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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