

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.55510 of 2017

Arising Out of PS. Case No.-44 Year-2017 Thana- JEHANABAD RAIL P.S. District- Patna

1. Shila Devi wife of Vinod Paswan
2. Vinod Paswan son of Ramu Paswan
3. Jhunjhun Paswan son of Vinod Paswan
4. Sudhanshu Kumar son of Vinod Paswan

All the petitioners are resident of village - Nima, Police Station
- Dhanarua, District – Patna. Petitioners

Versus

The State of Bihar.

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr. Rajesh Kumar Sharma

For the Opposite Party/s : Mr. SRI YOGENDRA KUMAR

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

3 12-01-2018 Heard learned counsel for the petitioners and learned APP
for the State.

The petitioners apprehend their arrest in connection with
Rail P.S. Jehanabad (Tarengna) Case No. 44 of 2017 registered
for the offence punishable under Sections 306/34 of the Indian
Penal Code.

Allegedly, Khushboo Devi the daughter of the informant
got herself and two children killed by train and against the
petitioners it is alleged that they used to torture her.

Submission is of false implication and that the petitioners
are mother-in-law, father-in-law and Dewar of the deceased,
they are living separately since long from the deceased and her
husband. During investigation the husband of the deceased and
other independent witnesses vide paragraphs 47, 48 and 49 have



stated that the petitioners were living separately and sometimes there was some petty dispute and the petitioners never abetted Khushboo Devi for her death and as such the petitioners deserve sympathetic consideration.

Learned APP submits that other witnesses have supported the allegation.

In the facts and circumstances stated above, considering the statements of husband of the deceased and other two independent witnesses as stated above, the petitioners above named, in case of their arrest or surrender within four weeks from the date of receipt/production of a copy of this order, are directed to be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Railway Patna in connection with Rail P.S. Jehanabad (Tarengna) Case No. 44 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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