

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39982 of 2018

Arising Out of PS.Case No. -82 Year- 2016 Thana -LAXMIPUR District- JAMUI

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Runa Devi, Wife of Birendra Yadav, Resident of Village- Doma Chak, P.S.-
Laxmipur, District- Jamui.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Niranjan Parihar, Advocate.

For the Opposite Party/s : Mr. Shailendra Kumar-2, Advocate.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 18-08-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends her arrest in **Laxmipur**
P.S. Case No. 82 of 2016 instituted for the offence under Sections
323, 324, 307, 504/34 and 302 of the Indian Penal Code.

Counsel for the petitioner submits that husband of
petitioner and deceased are own brothers. The instant case has
been filed on account of land dispute between the parties. Counter
case has been filed by husband of the petitioner vide Laxmipur
P.S. Case No. 83 of 2016. Police after investigation submitted
final form against the petitioner showing her innocent, but
cognizance has been taken against the petitioner.

In the written report the allegation against the
petitioner is that she along with other accused person assaulted



father of the informant with *Tangi* on his leg, on account of which, he fell down on the ground and became unconscious. He subsequently died.

Case diary has been received.

The postmortem report of the deceased is available in the case diary wherein the Doctor has opined that death was due to combined effect of head injuries and abdominal injuries.

Considering the facts and circumstances of the case, prayer for anticipatory bail of the petitioner is allowed. In the event of surrender/arrest of the petitioner, named above, within six weeks from today, in connection with **Laxmipur P.S. Case No. 82 of 2016**, she shall be released on anticipatory bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of **Sri Amrendra Kumar, learned Judicial Magistrate, 1st Class, Jamui**, subject to the conditions as laid down under Section 438 (2) 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 date fixed by the court and her absence on two consecutive dates without proper and reasonable reason will be liable to cancel her bail bond 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.

S.Ali/-
Rohit Kr.

(Sanjay Priya, J)

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