

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.60895 of 2017

Arising Out of PS.Case No. -104 Year- 2017 Thana -MOHIUDDIN NAGAR District-
SAMASTIPUR

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1. Anita Devi, Wife of Jittu Sharma.
2. Rubi Devi, Wife of Dharmveer Sharma. Both Resident of Village-
Maniyar, P.S.-Mohiuddin Nagar, District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Sri Ajay Kumar-1

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 16-01-2018 Heard the learned counsel for the petitioners and the
learned A.P.P. for the State.

This is an application for grant of anticipatory bail in
connection with Mohiuddin Nagar P.S. Case No. 104 of 2017
registered for the offence punishable under Sections 147, 148,
149, 341, 323, 307, 354, 504, 506 and 302 of the Indian Penal
Code.

The allegation against the accused persons is regarding
assaulting the prosecution side causing grievous injury on the
person of the brother of the informant resulting in his death.

The learned counsel for the petitioners submits that the
petitioners are lady members and are pardanasin ladies, hence,



there was no occasion for the petitioners to have been present at the place of occurrence. It is further submitted that the allegations are general and omnibus in nature against all the accused persons. It is also submitted that the co-accused persons, namely, Ram Nath Sharma and Praveen Sharma @ Praveen Kumar Sharma have been granted regular bail by this Court by an order dated 02.01.2018 passed in Criminal Miscellaneous No. 54452 of 2017.

The learned counsel for the informant submits that from perusal of the case diary, it would appear that the witnesses have stated that all the accused persons have assaulted the deceased resulting in multiple injuries on the person of the deceased, which is also corroborated from the post mortem report.

Having regard to the facts and circumstances of the case, I find that the present case is not fit for grant of anticipatory bail, especially, in view of the fact that multiple injuries have been found on the person of the deceased and all the accused persons have been stated to have inflicted the same.

Accordingly, the prayer of the petitioner for grant of anticipatory bail is rejected.

However, it is directed that in case, the petitioner surrenders before the concerned court, their applications for regular bail shall be considered on the same day considering the



fact that two co-accused persons have been granted regular bail by
this Court.

(Mohit Kumar Shah, J)

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