

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 13564 of 2018

Arising Out of PS.Case No. -212 Year- 2017 Thana -DHANAHAN District-
WESTCHAMPARAN(BETTIAH)

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Geeta Devi, Wife of Ramesh Sharma, Resident of village- Tuniyahawa,
Police Station- Dhanaha, District- West Champaran.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Anand Kishore Choudhary, Advocate

For the S t a t e : Mr Sakir Ahmad, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

3 12-04-2018

Heard learned counsel for the petitioner and the
learned APP for the State.

Petitioner seeks bail in a case registered under
Section 302 of Indian Penal Code.

It is submitted by the petitioner's counsel that having
no criminal antecedent, the petitioner has falsely been implicated
in this case after the informant's son died pursuant to treatment of
two days at the Hospital. It is further submitted that allegation has
been made as an afterthought to implicate the petitioner. It is
alleged that the petitioner was having intimacy with the deceased
son of the informant and, as such, the allegations against the
petitioner are highly improbable. There is no eye witness to the
occurrence and she is in custody in connection with this case since



13.11.2017. It is also submitted that investigation also reveals that the deceased was persisting in his illicit relations with the petitioner and, as such, the allegation against the petitioner is highly improbable.

Considering the aforesaid submissions, petitioner's prayer for bail is allowed. Let the petitioner above named be released on bail on her furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Bagaha, West Champaran in Dhanaha Police Station Case No 212 of 2017 subject to the following conditions:

(1) That one of the bailors will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The bailor will also undertake to inform the Court if there is any change in the address of the petitioner.

(2) That the petitioner will be well represented on each date and if she fails to do so on two consecutive dates, her bail will be liable to be cancelled.

(Madhuresh Prasad, J)

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