

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5753 of 2018

Arising Out of PS.Case No. -247 Year- 2017 Thana -NAUGACHIA District- BHAGALPUR

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1. Tusa Devi @ Ahilya Devi, W/o Ganesh Singh, Resident of Village-Sripur, P.S.- Naugachhia, District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar

For the Opposite Party/s : Mr. Amit Kumar Rakesh

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

5 18-06-2018 Heard learned counsel for the petitioner and

learned APP for the State.

Petitioner seeks bail in a case registered for the offences punishable under Sections 326 and 302/34 of the Indian Penal Code.

According to FIR, the petitioner and others allegedly burnt to death to Chandradeo Singh and Sanjeet Kumar, both respectively father and son of the informant.

Submission is that the informant is not an eye-witness of the occurrence, rather Amit Singh Sala (brother-in-law) of the informant is said to be a witness of the occurrence. Amit Singh has not stated before the police that this petitioner was identified at the time of occurrence. Rather Amit Singh had identified to some other person as perpetrators of the crime.



Besides the aforesaid, there is no other material against the petitioner. Petitioner is a female. She has got no criminal antecedent. Petitioner is in custody since 15.10.2017. Investigation of the case is already complete.

Finding substance in the submission aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Rupees Twenty Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Naugachhia Police Station Case No. 247 of 2017, subject to the condition that the petitioner shall fully cooperate with the investigation and trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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