

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63281 of 2017

Arising Out of PS.Case No. -480 Year- 2017 Thana -KAHALGAON District- BHAGALPUR

=====

1. Sumitra Devi, wife of Kapildeo Mandal, resident of Village- Shahpur,
P.S. Ghogha (Kahalgaon), District- Bhagalpur.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr. Rajive Ranjan Singh

For the Opposite Party/s : Mr. Sri Nand Kumar

=====

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 21-02-2018 Heard learned counsel for the petitioner, learned counsel
for the informant and learned Additional Public Prosecutor for the
State.

The petitioner is in custody in connection with Kahalgaon
(Shiv Narayanpur) P.S. Case No. 480 of 2017, a case under
Sections 364, 302, 120-B, 201 and 34 of the Indian Penal Code.

Kapil Dev Mandal, the husband of this petitioner was
accused in connection with murder of cousin brother of the
informant. In the aforesaid background, it appears highly un-
believable that the petitioner, her husband and daughter would go
to the house of the informant and take his son with them to see a
fair, as alleged in the FIR. Subsequently the dead body of the son
of the informant was recovered and one more story came during



investigation that son of the informant had love affair with the daughter of this petitioner, therefore, he was murdered.

Suspicion howsoever strong, cannot take the place of proof. Therefore, I do not think it appropriate to detain the petitioner further under trial prisoner.

Learned counsel for the informant opposed the prayer for bail.

Considering the aforesaid fact, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the learned Court-below where the case is pending in connection with Kahalgaon (Shiv Narayanpur) Police Station Case No. 480 of 2017 with condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

sushma/-

U		T	
---	--	---	--

