

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.54835 of 2017

Arising Out of PS.Case No. -90 Year- 2017 Thana -JAMALPUR District- MUNGER

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Mala Bose, Wife of Subir Bose, Resident of Mohalla- Mohanpur, Keshopur,
Jamalpur, Police Station- Jamalpur, District- Munger.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Brajesh Sahay

For the Opposite Party/s : Mr. Sri Sanjay Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 08-01-2018

Heard the counsel for the petitioner ; one of the

witnesses of the case and the State.

The petitioner seeks bail in connection with
Jamalpur P.S. Case No. 90 of 2017 dated 14.06.2017 instituted
initially for the offences under Sections 326, 307, 34 of the Indian
Penal Code but later, Section 302 of the Indian Penal Code was
added.

The petitioner and her husband are said to have
poured kerosene oil on the deceased and set her on fire. The
deceased has made the aforesaid statement.

Mr. Brajesh Sahay, learned counsel for the
petitioner has submitted that the deceased has falsely implicated
the petitioner and her husband because of the land and family



dispute. He has further submitted that doctor has not testified to the fact that the deceased could have made such a statement despite her having received such extensive burn injuries. It has further been submitted that there was no reason for the petitioner or her husband to have caused the death of the deceased.

Be that as it may, these are not the grounds which can be adverted to specially when the deceased herself has specifically alleged that she was killed at the hands of the petitioner and her husband. The petitioner is said to be in custody since 15.06.2017.

For the facts stated above, the prayer for bail of the petitioner is rejected for the present.

(Ashutosh Kumar, J)

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