

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.17161 of 2018

Arising Out of PS. Case No.-173 Year-2017 Thana- KATORIA District- Banka

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1. Rekha Devi Wife of Pradeep Mahto@ Pradeep Yadav
 2. Pradeep Mahto@ Pradeep Yadav Son of Phagu Mahto
 3. Nanki Devi Wife of Phagu Mahto
- All are resident of village- Rikhiya Rajdah, P.S. Katoria,
District- Banka.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Brij Nandad Prasad
For the Opposite Party/s :	Mr. Sri Anil Prasad Singh

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 06-04-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioners apprehend their arrest in connection
with Katoria P. S. Case No. 173 of 2017 registered for the
offences punishable under Sections 341, 323, 307, 504/34 of the
Indian Penal Code.

Allegedly, in the occurrence the petitioners caught the
son of the informant and co-accused Fagu Mahto assaulted the
son of the informant with butt of the spade with an intention to
kill him.

Submission is of false implication and that co-accused
Fagu Mahto has already been allowed regular bail vide Cr.



Misc. No. 63719 of 2017 by another co-ordinate Bench of this Court, against the petitioners there is no allegation for assaulting. The petitioner no. 1 and 3 are ladies and as such they deserve sympathetic consideration.

Learned APP fairly submits that the allegation of assault is against co-accused Fagu Mahto.

In the facts and circumstances stated above, the petitioners above named, in case of their arrest or surrender within four weeks from the date of receipt/production of a copy of this order, are directed to be released on bail on execution of bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate Ist, Banka in connection with Katoria P. S. Case No. 173 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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