

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.20059 of 2018

Arising Out of PS. Case No.-134 Year-2017 Thana- SACHIWALAYA District- Patna

Rajmati Devi, W/o Late Ram Narayan Paswan, R/o Mohalla- R. Block
Behind Chanikya Hotel, Road No.-10, Jhoparpatti, P.S.- Jachi Valya, District-
Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranvijay Singh, Adv.

For the Opposite Party/s : Mr. J. N. Thakur, APP

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 09-04-2018 Heard learned Counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 306/34 of the Indian
Penal Code.

The prosecution case got initiated on the basis of written
report dated 08.09.2017 submitted by Pappu Paswan to the
Station House Officer, Sachiwalaya Police Station is to the
effect that on 08.09.2017 at about 04.00 P.M., the informant
received information through mobile that his sister Radhika has
committed suicide, whereof, the informant along with his father
and brother went to the in-laws house of the sister and found her
dead. The informant found some signs of injury on the neck of



the dead body of his sister. The neighbouring people suggested that the informant's sister committed suicide. The sister of the informant was married with co-accused Manoj Kumar about three years prior to the occurrence. The sister of the informant wanted to pursue her studies, but the in-laws family members of the sister of the informant, including the husband, mother-in-law, sister-in-law and brother-in-law of the husband of the informant's sister did not allow her to pursue her studies.

It is submitted by learned counsel for the petitioner that the accusation is omnibus and general. There is nothing on record to suggest that the petitioner abetted the offence, the husband and sister in law of the informant's sister namely Manoj Kumar and Renu Devi, have been acquitted vide judgment dated 15.02.2018, passed in Sessions Trial No.744 of 2017, arising out of Sachiwalaya P.S. Case No. 134 of 2017. A photocopy of the judgment has been produced, let the same be kept on record. Learned Counsel for the petitioner further submits that the brother-in-law of the husband of the informant's sister namely Ranjan Kumar @ Ranjan Paswan has been granted anticipatory bail vide Criminal Miscellaneous No. 17639 of 2018. A statement has been made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent.



It is submitted by Mr. J. N. Thakur learned APP for the State that there is specific accusation against the petitioner being mother-in-law of the victim.

Considering the nature of accusation when the other accused persons, including husband and the sister-in-law of the informant's sister have been acquitted and the petitioner being lady, coupled with statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Sessions Judge-VIII, Patna, in connection with Sachiwalaya P.S. Case No.134 of 2017, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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