

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50646 of 2018

Arising Out of PS. Case No.-73 Year-2018 Thana- EKMA District- Saran

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1. Chandrawati Devi W/o Bhagwan Jee Sah @ Bhagwan Jee Prasad
2. Vijay Sah S/o late Hari Shankar Sah @ Shankar Sah both are
resident of Village - Hansrajpur Purani Bazar, P.S. - Ekma,
District - Saran at Chapra.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Nawal Kishore Singh

For the Opposite Party/s : Mr. Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

3 10-12-2018 Petitioner No. 1 is permitted to correct the husband's
name in pursuance of statement made in para 10 of the
supplementary affidavit in course of the day.

Heard learned counsel for the petitioners and learned
Additional Public Prosecutor for the State.

The petitioners are apprehending their arrest in a case
registered for the offences punishable under Sections 420, 205, 193,
467, 468, 471, 120B/34 of the Indian Penal Code.

Case of the complainant is that petitioner no. 1
Chandrawati Devi was married with him, however, subsequently, she
surreptitiously married with Vijay Singh, the brother of the
complainant and just to grab the property of the complainant, she has
filed a suit for partition saying that complainant is suffering from
mental illness. The complainant has not been made party to the suit
knowing well that even insane person has got property right.



Learned counsel for the complainant opposed the prayer for bail.

Considering the civil nature of dispute, let the petitioners, above named, in the event of their arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on anticipatory bail on furnishing bail bonds of Rs.20,000/- (rupees twenty thousand) each with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending in connection with Ekma Police Station Case No. 73 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioners 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 petitioners.

(Birendra Kumar, J)

Kundan/Rajan

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