

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2706 of 2019

Arising Out of PS. Case No.-1044 Year-2018 Thana- SAHARSA District- Saharsa

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Anit Devi @ Chandrika Devi @ Chandrakala Devi Umesh Prasad Bhagat @
Umesh Bhagat Vill-Saptiyahi, at present resident of Kuwar Tola Gangjala
Ward no.18, PS-Saharsa,Dist.-Saharsa

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s	:	Mr.Viveka Nand Singh
		Mr. Hera Jha
For the Opposite Party/s :		Mr.Binod Kumar
For the Informant	:	Mr. Suman Kumar Jha

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

2 21-01-2019 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Saharsa Sadar P.S. Case No. 1044 of 2018, registered for the
offence punishable under Sections 302/34 of the Indian Penal
Code.

The allegation in the present case is regarding some
disputes having taken place in between the prosecution side
and the informant side with regard to amassing garbage,
whereafter the petitioner is said to have instigated her sons to
kill the deceased father of the informant and thereafter, the



co-accused persons, namely, Bipin Kumar Bhagat and Arvind Kumar Bhagat are stated to have brought iron-rod and attacked the deceased resulting in his death.

The learned counsel for the petitioner has submitted that the petitioner is innocent and she has been falsely implicated in the present case inasmuch as she is a lady of 70 years and the co-accused persons, who are alleged to have assaulted the deceased resulting in his death, are matured persons, hence, at best, they can be said to be responsible for the alleged death, but the petitioner in no way is connected with the alleged crime. It is submitted that the petitioner is having a clean antecedent and she is languishing in custody since 18.09.2018.

Per contra, the learned counsel for the informant has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Saharsa



in connection with Saharsa Sadar P.S. Case No. 1044 of 2018.

(Mohit Kumar Shah, J)

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