

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.9075 of 2019

Arising Out of PS. Case No.-230 Year-2018 Thana- MANIYARI District- Muzaffarpur

HAWELI DEVI, Wife of Bishwanath Paswan, aged about 56 years, Female,
R/o Village- Madhaul, P.S.- Maniyari, District – Muzaffarpur.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Mithilesh Kumar Vidyarthi, Advocate.
For the Opposite Party : Mr.Surendra Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH

ORAL ORDER

5 19-07-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
04.09.2018 in a case for the offence registered under Sections
363, 366(A) and 504/34 of the IPC.

The prosecution story, in brief, is that on 26.07.2018
at about 8.00 A.M, the daughter of the informant, namely, Anjali
Kumari aged about 13-14 years, student of Class-IXth, had gone
to coaching but did not return. It is alleged that on 29.07.2018,
she has got information that one Pankaj Kumar who was talking
on his Mobile Phone, kidnapped her daughter with help of his
three friends and he might have sold and killed her. It is further
alleged that when she went at the door of Pankaj Kumar where
his parents abused her and told her to return back.

It has been submitted by learned counsel for the



petitioner that the petitioner has got no criminal antecedent. Charge sheet has been submitted in the present case. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is a lady. She happens to be the mother of co-accused Pankaj Kumar with whom the victim has eloped. In course of investigation, it has come that the victim and son of this petitioner (Pankaj Kumar) eloped with motive to get married. The petitioner has been made accused in the present case because she happens to be the mother of co-accused Pankaj Kumar with whom the victim had eloped.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Muzaffarpur, in connection with Maniyari P.S. Case No. 230 of 2018.

(Sudhir Singh, J)

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