

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.22251 of 2019

Arising Out of PS. Case No.-410 Year-2018 Thana- MAHUA District- Vaishali

MEENA DEVI @ MEENA KUMARI, aged about 38 years, Female, D/o Mohan Singh @ Baliram Singh Resident of Village - Banarsipur Chak Hariram @ Akhityarpur, P.S.- Mahua, Distt - Vaishali. Permanent resident of Village - Visunpur Taraura, P.S.- Mahua, Distt - Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Manish Chandra Gandhi

For the Opposite Party/s : Mr.Anand Mohan Prasad Mehta

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR JHA
ORAL ORDER

2 11-04-2019 Heard both sides.

Petitioner apprehend her arrest in Mahua P.S. Case No.410 of 2018, registered under Sections 341, 323, 504, 354, 448, 427, 379 and 34 of the Indian Penal Code.

The informant alleged that his sister-in-law, Meena Devi, wife of his elder brother after his death solemnized marriage with Sanjay Singh. Meena Devi and Sanjay Singh killed the first wife of Sanjay Singh for which a case was registered under Section 302 of the Indian Penal Code. It is further alleged that Meena Devi even after her second marriage came and wanted to get the share of his brother and for that Meena Devi, her father and brothers came and assaulted the informant and others including his wife.



Learned counsel for the petitioner submits that no specific allegation of assault is made against the petitioner. There is a counter version bearing Mahua P.S. Case No.409 of 2018 which was registered on the fardbeyan of the petitioner. In fact no occurrence as alleged by the informant had ever taken place.

Taking into consideration the facts that there is a case and counter case and the petitioner is own sister-in-law of the informant, it appears that on account of some family dispute, both the sides had entered into scuffle and lodged case and counter case, let petitioner, above named, who is a lady, in the event of her arrest or surrender before the court below within a period of four weeks from the date of receipt of this order, be enlarged on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Vaishali at Hajipur in connection with Mahua P.S. Case No.410 of 2018, subject to the conditions laid down under Section 438(2) Cr.P.C.

(Prabhat Kumar Jha, J)

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