

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.27079 of 2019

Arising Out of PS. Case No.-13 Year-2018 Thana- SUIYA District- Banka

TARA DEVI, aged about 48 years (Female), Wife of Bhuneshwar Khaira
Resident of Village- Paperwa, P.S.- Katoria, District- Banka.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Brij Nandad Prasad, Advocate.
For the Opposite Party : Mr.Tarun Prasad Mandal, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 25-04-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is languishing in custody since
11.12.2018 in a case for the offence registered under Sections
302/34 of the IPC.

The prosecution story, in brief, is that on 07.03.2018
at about 10.00 A.M. in the morning, Yogendra Yadav the
husband of the informant and Naresh Kole went with Sita Ram
Yadav but they did not return. On the next day i.e., 08.03.2018
at 6.00 A.M. in the morning their dead bodies were recovered.

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 is not named in the F.I.R. Her name



has come on the basis of confessional statement of co-accused Bhuneshwar Khaira. From perusal of the order dated 23.01.2019, passed by the learned Additional Sessions Judge-IInd, Banka, it appears that the name of the petitioner has come on the basis of confessional statement of co-accused. Except for this, there is no substantive evidence to suggest the implication of the petitioner in the present case. Other co-accused has been granted bail by another Co-ordinate Bench of the Court vide Cr. Misc. No. 48240 of 2018 order dated 27.09.2018 and Cr. Misc. No. 63272 of 2018 order dated 26.10.2018.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is not 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 Additional Chief Judicial Magistrate-I, Banka, in connection with Suiya P.S. Case No. 13/2018.

(Sudhir Singh, J)

U.K./-

U		T	
---	--	---	--

