

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53395 of 2019

Arising Out of PS. Case No.-583 Year-2018 Thana- JAYNAGAR District- Madhubani

Shanti Devi Wife of Kapleshwar Das Resident of Village - Bela, P.S.-
Jainagar, Distt - Madhubani.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Gagan Deo Yadav
For the Opposite Party : Mr.Nityanand

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 16-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Jainagar P.S. Case No. 583 of 2018 registered under Sections
147, 148, 149, 342, 324, 307 and 302 of the Indian Penal Code.

It is contended that the only allegation levelled in the
FIR against the petitioner by the informant is that her brother-in-
law (*devar*) Ram Kumar Das had illicit relation with the
petitioner. Apart from that, there is no other allegation in the
FIR against the petitioner. She is not alleged to have participated
in any manner in the alleged commission of murder of her
husband. The allegation of assault is confined against the
brother-in-law and the father-in-law of the informant, namely,
Ram Kumar Das and Panchu Das.



Learned counsel for the State has opposed the application for grant of pre-arrest bail to the petitioner.

Considering the submissions made above as also the fact that in the FIR specific allegation of assault is confined against co-accused Ram Kumar Das and Panchu Das only, in the event of arrest or surrender before the court below, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub-Divisional Judicial Magistrate, Madhubani in connection with Jainagar P.S. Case No. 583 of 2018 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J)

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