

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55073 of 2019

Arising Out of PS. Case No.-57 Year-2011 Thana- LAUKARIA District- West Champaran

Kusumi Devi @ Kusumi Dei @ Meena Devi, aged about 60 years, Female,
Wife of Late Sadhu Ram, Resident of Village - Dudhaura, P.S.- Laukariya,
District - West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Mukeshwar Dayal

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 02-09-2019 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in connection with Sessions
Trial No. 292 of 2019 (arising out of Laukariya P.S. Case Case No.
57 of 2011) registered for the offences punishable under
Sections 302, 201/34 of the Indian Penal Code.

The prosecution story in brief is that the informant
Shambhu Ram stated that he married his daughter, namely,
Manju Devi to Mohan Ram about 12 years ago. In her conjugal
life, she gave birth of two children, one boy and another girl. At
that time, the boy and the girl were 12 years and 3 years old
respectively. On dated 25.10.2011 at about 12 A.M., Shambhu



Ram went to the house of his daughter-in-law to take his daughter but he found that his daughter is not at home. His daughter's mother-in-law told that she has died of fire. He came to know by the villagers that on dated 24.10.2011, his son-in-law with the help of his brother and mother killed his daughter by setting her on fire and disposed her dead body.

Learned counsel for the petitioner has submitted that the charge is framed and the trial is going on. The other co-accused, namely, husband of the petitioner and Bhainsur of the deceased have been granted bail by the court below itself. Learned counsel for the petitioner further submits that the petitioner is a lady, who is aged about 60 years old.

In the facts and circumstances of the case, let the petitioner above named be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of S.D.J.M., Bagaha, West Champaran in connection with Sessions Trial No. 292 of 2019 (arising out of Laukariya P.S. Case No. 57 of 2011), subject to the following conditions :

(1) One of the bailors would be close relative of the petitioner having sufficient immovable properties, who will file



an affidavit stating his relationship with the petitioner.

(2) The petitioner will appear before the learned Court below during trial as and when required and failure to appear on two consecutive dates without assigning any reason will entail cancellation of her bail bonds.

(3) If the petitioner indulges in an offence of similar nature in future, the prosecution will be at liberty to move the learned Court below for cancellation of her bail bonds.

(Anjani Kumar Sharan, J)

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