

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.55516 of 2019**

Arising Out of PS. Case No.-29 Year-2019 Thana- MOHIUDDIN NAGAR District-
Samastipur

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JUMAIDA KHATOON @ JUBAIDA KHATOON W/o Late Sahid Resident
of Village - Dubaha, P.S.- Mohiuddin Nagar , Dist.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Pankaj Kumar
For the Opposite Party/s : Mr.Anita Kumari

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL ORDER

2 03-09-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Mohiuddin Nagar P.S. Case NO. 29 of 2019, disclosing offences under Sections 302/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner has submitted that consequent upon the death of the deceased in a rail traffic accident U.D. Case No. 15 of 2018 was registered with the Government Rail Police, Bachawara on 17.12.2018. The present F.I.R. has been registered under Section 156(3) of the code of Criminal Procedure after filing of the complaint case on 07.01.2019, i.e., nearly 20 days after the date of occurrence and registration of the U.D. case. He further contends, referring to the contents of the complaint petition that a wild suspicion is the only basis for implication of the petitioner,



who is widow of the deceased.

Considering the facts and circumstances, this application is allowed.

Let the petitioner above named in the event of his arrest/surrender within six weeks from today in the Court below, 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 the learned Sub-Divisional Judicial Magistrate, Samastipur in Mohiuddin Nagar P.S. Case No. 29 of 2019 (G.R. No. 306/2019), subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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