

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68461 of 2018

Arising Out of PS. Case No.-12 Year-2018 Thana- PARSAUNI District- Sitamarhi

Rina Devi Wife of Manoj Raut, R/o Village - Nayagaon, Bhorrha, P.S.-
Shyampur Bhattha, District - Sheohar, Daughter of Dinesh Mahto at present
R/o Dhangar, P.S.-Parsauni, District - Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Ashok Kumar Jha, Advocate
For the Opposite Party : APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

3 04-01-2019 Heard learned counsel for the petitioner and learned APP
for the State.

2. The petitioner apprehends her arrest for the offences
alleged under Sections 302/34 of the Indian Penal Code registered in
connection with Parsauni P.S. Case No. 12 of 2018.

3. It is submitted that the petitioner has been falsely
implicated merely because she happens to be the married *Nanad* of
the deceased. It is further submitted that the petitioner had herself
been married two decades ago and has been residing in her
matrimonial home and had no concern with the deceased and her
husband. The petitioner claims clean antecedents.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioner's arrest or
surrender before the court below within six weeks from the date of
communication of this order, let the above named petitioner be
released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)
with two sureties of like amount each to the satisfaction of learned
Chief Judicial Magistrate, Sitamarhi, in connection with Parsauni P.S.
Case No. 12 of 2018, subject to the conditions as laid down under



Section 438 (2) Cr.P.C. and with further conditions --

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, her bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) That the petitioner shall cooperate with the investigation, if not already concluded, and make herself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

BT/Chandran

(Vikash Jain, J)

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