

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26848 of 2020

Arising Out of PS. Case No.-45 Year-2020 Thana- TURKAULIYA District- East Champaran

Usha Devi, Gender-Female, Aged about – 35 years, Wife of Vikram Sharma,
Resident of Village- Sighiya Sagar / Singhiya Pipra, Police Station- Banjaria,
District- East Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar No. 7

For the Opposite Party/s : None

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

4 10-12-2020 Heard Mr. Sanjay Kumar No.7, learned counsel for
the petitioner. No one appears for the State.

Petitioner seeks regular bail in connection with
Turkauliya / Banjaria P.S. Case No. 45 of 2020 registered for
the offence under Section 341 / 323 / 326 / 307 / 120 (B) / 34 of
the I.P.C., Section 302 of the I.P.C. has been added subsequently
and Section 27 of the Arms Act.

The allegation as per the First Information Report
lodged by the grandson of the informant is that while the
grandfather of the informant was coming back to home after
taking milk, he was accosted by three unknown persons sitting
on two motorcycles , who fired upon him and fled away. The
grandfather of the informant died subsequently in hospital.



Learned counsel for the petitioner submits that petitioner, who is the daughter-in-law of the deceased and the mother of the informant has falsely been implicated in this case merely on the basis of the fact that Police during the course of investigation has allegedly found that the petitioner had met one Mohit who used to come to the house of the petitioner and this was not to the liking of the deceased. Learned counsel further submits that the informant as well as the husband of the petitioner did not disclose anything against her in their respective statements. Learned counsel also submits that merely on the basis of suspicion that the petitioner had met one Mohit, she has been implicated in this case and the petitioner being a lady, is in custody since 22.01.2020 having no criminal antecedent.

Having regard to the submissions made by learned counsel for the parties and taking into consideration the materials available on record and the fact that petitioner is in custody since 22.01.2020, I am inclined to grant regular bail to the petitioner.

Accordingly, let the petitioner, above named, be released on regular bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the



satisfaction of learned Chief Judicial Magistrate Motihari, East
Champan / court concerned in connection with Turkauliya /
Banjaria P.S. Case No. 45 of 2020.

It is made clear that at the time of furnishing bail bond
all the parties shall follow the guidelines regarding social
distancing.

(Anil Kumar Sinha, J)

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