

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30726 of 2020

Arising Out of PS. Case No.-95 Year-2020 Thana- KOTWALI District- Munger

Jagriti Devi, aged about 30 years, female, wife of Shambhu Thakur, Resident
of Village/town - Mangal Bazar, P.S. - Kotwali, Basudevpur, Dist. - Munger.
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Yogesh Chandra Verma, Senior Advocate with Mr. Deep Nishi, Advocate
For the State	:	Mr. Kumar Virendra Narayan, APP
For the Informant	:	Mr. Ajay Kumar Gautam, Advocate

CORAM: HONOURABLE MR. JUSTICE AHSANUDDIN AMANULLAH
ORAL JUDGMENT

Date : 30-01-2021

Heard Mr. Yogesh Chandra Verma, learned counsel
along with Mr. Deep Nishi, learned counsel for the petitioner;
Mr. Kumar Virendra Narayan, learned Additional Public
Prosecutor (hereinafter referred to as the 'APP') for the State
and Mr. Ajay Kumar Gautam, learned counsel for the informant.

2. The petitioner apprehends arrest in connection with
Kotwali PS Case No.95 of 2020 dated 13.03.2020 instituted
under Sections 341, 326-A, 307/34 of the Indian Penal Code.

3. The allegation against the petitioner in the FIR is
that she, along with others, was party to throwing acid on the
granddaughter of the informant.

4. Learned counsel for the petitioner submitted that



she is a lady and the informant is only a hearsay witness, which she admits in the FIR itself. It was submitted that the victim girl in the hospital has given statement to the police that her uncle and co-accused Satish was the person, who threw acid on her and the allegations against the petitioners and others is very general and omnibus of abusing and assaulting the daughter of the informant i.e., the mother of the victim girl. Learned counsel submitted that there is no medical report with regard to any injury on the daughter of the informant.

5. Learned APP submitted that the petitioner was also one of the persons who was there when acid was thrown and she cannot be said to be innocent.

6. Learned counsel for the informant submitted that as per the FIR, the allegation is that she was also involved. It was submitted that even otherwise, the petitioner did assault and abuse the daughter of the informant. However, he did not controvert the fact that there is no injury report to support the allegation that she was assaulted.

7. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon



furnishing bail bonds of Rs.25,000/- (twenty five thousand) with two sureties of the like amount each to the satisfaction of the CJM, Munger, in Kotwali PS Case No.95 of 2020, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973, and further (i) that one of the bailors shall be a close relative of the petitioner, (ii) that the petitioner and the bailors shall execute bond with regard to good behaviour of the petitioner. Any violation of the terms and conditions of the bonds shall lead to cancellation of her bail bonds.

8. The application stands disposed off in the aforementioned terms.

(Ahsanuddin Amanullah, J)

J. Alam/-

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