

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3682 of 2021

Arising Out of PS. Case No.-19 Year-2020 Thana- CHANDAN District- Banka

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1. RANIYA DEVI Wife of Surya Narayan Yadav Resident of Village - Kasyee, Police Station - Chandan, District - Banka
 2. Jitendra Yadav @ Jitendra Kumar Son of Surya Naryan Yadav Resident of Village - Kasyee, Police Station - Chandan, District - Banka
 3. Deepak Yadav @ Deepak Kumar Son of Suresh Yadav Resident of Village - Kasyee, Police Station - Chandan, District - Banka

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Satish Chandra Mishra

For the Opposite Party/s : Mr. A.P.P.

CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

2 09-09-2021 Heard Mr. Satish Chandra Mishra, the learned

Advocate for the petitioners and the learned APP for the State.

The learned Advocate for the petitioners seeks permission to withdraw the application with respect to petitioner no.3, who has been arrested during the course of pendency of this application.

The application with respect to petitioner no.3 is dismissed as having become infructuous.

The petitioner nos.1 and 2 who are co-villagers of the husband of the deceased seek bail in anticipation of their arrest in connection with Chandan P. S. Case No.19 of 2020, instituted for the offences under Sections 304(B), 201/ 34 of the Indian Penal Code.

The petitioner nos.1 and 2 have not been named in the



F.I.R. but their complicity has transpired only in the supervision note of the police officer. The mother-in-law, two brothers-in-law and nephew of the deceased have been granted anticipatory bail by a Bench of this Court in Cr. Misc. No.5145 of 2021 vide order dated 23.06.2021. So far as the petitioner nos.1 and 2 are concerned, their implication in this case is absolutely without any basis and only on wild guess.

The husband of the deceased is in custody.

Regard being had to the facts afore-stated, the petitioner nos.1 and 2, above-named, in the event of their arrest or surrender before the learned Court below within a period of eight weeks, are directed to be released on bail on their furnishing bail-bonds in the sum of Rs. 10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-1st, Banka in connection with Chandan P. S. Case No.19 of 2020, subject to the conditions laid down under Section 438(2) of the Cr.P.C.

The application stands allowed.

(Ashutosh Kumar, J)

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