

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33057 of 2022**

Arising Out of PS. Case No.-59 Year-2022 Thana- JADIA District- Supaul

Girja Devi Wife Of Harishankar Mehta Resident Of Village- Tamkulha, Ward
No.16, Police Station- Jadia, District- Supaul.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Naresh Kumar Mehta, Advocate

For the Opposite Party/s : Mr.Vinod Shanker Modi, APP

CORAM: HONOURABLE MR. JUSTICE RAJIV ROY

ORAL ORDER

2 08-09-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Let the defect(s), if any, as pointed out by the
office, be removed within four weeks.

The case is registered under Section 302/34 of the
Indian Penal Code, in connection with Jadia P.S. Case No.-59
of 2022.

As per the FIR, the informant's husband was picking
up cow-dung from his house and it is alleged that the accused
Vivek Kumar Mehta started throwing the cow-dung back at the
door of the informant. Thereafter, upon protest, it is alleged that
Vivek Kumar gave spade blow on the head of the victim who



sustained injury and subsequently, succumbed to the said injuries.

Considering the fact that there is specific allegation against Vivek Kumar and the petitioner is a lady, is in custody since 4.3.2022 (as stated in para-8 of the bail application) and has no criminal antecedent, this Court is inclined to grant her the privilege of bail.

Let the 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 Additional Chief Judicial Magistrate-V, Supaul, in connection with Jadia P.S. Case No.-59 of 2022 subject to the following conditions:

(i) one of the bailors should be the family members of the petitioner, who shall provide official document to show his/her bona fide;

(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reasons will entail her cancellation of bail by the Trial Court itself;

(iii) he shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of her



bail bonds.

With the aforesaid observations, the bail application is
allowed.

(Rajiv Roy, J)

Ravi/Ajay Singh

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