

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.42457 of 2021

Arising Out of PS. Case No.-320 Year-2020 Thana- KHAIRA District- Saran

Guriya Devi Wife Of Binod Prasad @ Vinod Sah R/O Village- Kadipur,
Naviganj, Nagra, P.S.- Khaira, District- Saran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s :	Mr.Ashok Kumar, Advocate
For the Opposite Party/s :	Mr.Rajesh Kumar, APP
For the Informant :	Mr. Brij Bihari Tiwary, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-04-2022 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the informant.

Learned counsel for the petitioner is directed to remove
the defect(s), as pointed out by the Office, within a period of four
weeks.

The petitioner is apprehending her arrest in a case
registered under Sections 147, 148, 149, 323, 324, 307, 302, 354(B),
452 and 380 of the Indian Penal Code.

The prosecution case, in short, is that the accused persons
including the petitioner assaulted the informant and family members
due to which they sustained injuries and later brother of the
informant succumbed to the injuries.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of



tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. The petitioner is a lady. It is alleged that she had given a knife blow on the informant. There is no allegation of assault alleged against the petitioner upon the deceased. The police after investigation submitted final form against the petitioner taking into consideration that in course of investigation the allegation against the petitioner was found to be false. Subsequently, the Court below differed with the police report and took cognizance against the petitioner also.

On behalf of the State and the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1st Class, Saran at Chapra in connection with Khaira P.S. Case No. 320 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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