

IN THE HIGH COURT OF JUDICATURE AT PATNA

CRIMINAL MISCELLANEOUS No.52232 of 2021

Arising Out of PS. Case No.-28 Year-2021 Thana- INDUSTRIAL District- Bhagalpur

PUSHPA DEVI Wife of Sujeet Mandal Resident of Village- Rani Talab, P.S.-
Industrial Area, District- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ranjan Kumar Jha

For the Opposite Party/s : Mr.Anand Mohan Prasad Mehta

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA

ORAL ORDER

2 22-04-2022 Heard learned Counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner seeks regular bail in connection with
Industrial Area Police Station Case No. 28 of 2021, registered
for the offence punishable under Sections 341/323/324/307/
504/34 of the Indian Penal Code.

The prosecution case, as per the First Information
Report, is that the petitioner, along with others, assaulted the
informant by means of knife and iron-rod, due to which he
sustained injury on his head.

Learned Counsel for the petitioner submits that the
petitioner is the second wife of the informant and there is no



specific allegation against her that she assaulted the informant and from perusal of the First Information Report, it is evident that while other accused persons were assaulting the informant, the petitioner was only abusing the informant. He further submits that there was some dispute between the petitioner and the informant, being wife and husband, due to which the petitioner has falsely been implicated in this case. He further submits that the petitioner, being a lady, is in custody since 12.02.2021, having no criminal antecedent and charge sheet has been submitted against her and as such there is no likelihood that the petitioner will abscond and/or tamper with the evidence.

Regards being had to the submissions advanced on behalf of the parties and taking into consideration the materials on record and the fact that the petitioner is not the assailant, charge sheet has already been submitted in this case and the petitioner, being a lady, is in custody since 12.02.2021, having no criminal antecedent, I am inclined to grant regular bail to the petitioner.

This application is, accordingly, allowed.

Let the petitioner, above named, be released on bail, upon 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, Bhagalpur, in connection with
Industrial Area Police Station Case No. 28 of 2021.

(Anil Kumar Sinha, J.)

Prabhakar Anand/-

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