

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47531 of 2022

Arising Out of PS. Case No.-93 Year-2009 Thana- JAGDISHPUR District- Bhagalpur

Banadana Kumari W/o Sunil Kumar @ Sunil Kumar Yadav Resident of
Village - Saino , P.S.- Jagdishpur, Distt.- Bhagalpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Davendra Kumar Pandey, Adv.

For the Opposite Party/s : Mr. Jai Narain Thakur, APP

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 24-11-2022 Let the defect(s), if any, be removed within two
weeks from today.

Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks regular bail in connection with
Jagdishpur P.S. Case No. 93 of 2009 lodged under Sections
302/34 of the I.P.C. and Section 27 of the Arms Act.

As per the prosecution case, the informant (mother of
the petitioner) filed criminal case against 2 named accused
persons alleging that she saw these 2 named accused persons
fleeing away from the place of occurrence. When she reached at
the spot, she found that her husband was injured by firearm.

Learned counsel for the petitioner submits that
petitioner is innocent and has committed no offence. He further
submits that petitioner is in custody since 06.06.2022 having
clean antecedent. He also submits that petitioner's name has
been figured in the F.I.R. by virtue of investigation and during

investigation it has come that petitioner was in a love affair with one Sunil Kumar Yadav and this love affair was opposed by the deceased father. Learned counsel submits that there is only suspicion against the petitioner and no cogent material has been found.

Learned counsel for the State opposes the prayer for bail and submits that in the rejection order of Sessions Judge, it has come that in the murder of the deceased father, there is involvement of the petitioner and her mother because the deceased father used to oppose the love affair relation of his daughter/petitioner. He further submits that completely innocent persons have been named in the F.I.R.

In the present facts and circumstances of this case and the submissions made above, I am not inclined to grant bail, therefore, his bail application is hereby **rejected**.

Liberty is hereby granted to the petitioner that he may renew his prayer for bail **9 months** after framing of charge and the Trial Court is directed to expedite the trial.

(Dr. Anshuman, J.)

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