

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.58912 of 2021

Arising Out of PS. Case No.-196 Year-2020 Thana- BIHARIGANJ District- Madhepura

Nutan Devi, W/O Sri Dani Mandal @ Devendra Kumar Mandal Resident Of
Village - Gorpar Playmill Ward No.14, P.S.- Bihariganj, Distt.- Madhepura.

... .. Petitioner/S

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Amit Kumar Anand

For the Opposite Party/s : Mr. Rajendra Singh

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 12-07-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in anticipation of his arrest in
a case registered for the offences punishable under Sections 448,
147, 341, 323, 324, 307, 354(A), 379, 504 and 506 of the Indian
Penal Code.

The learned counsel for the petitioner submits that the
petitioner is a person with clean antecedent and is a lady and the
informant alleges that on 15.08.2020 at about 2.00 P.M., the
accused persons including the petitioner along with 10-15
unknown persons entered the house of the informant and started
assaulting the family members of the informant and when the
informant protested, in the meantime, it is alleged that Dani
Mandal assaulted the informant by a sharp edged weapon on his



head causing injury and he became unconscious. It is next alleged that when the informant regained his consciousness, then the present petitioner assaulted him on his neck by an iron rod and he again became unconscious. It is next alleged that when the wife of the informant opposed, then the accused persons tore her blouse and snatched her chain and ear ring.

The learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case as she is wife of Dani Mandal. It is next submitted that it absolutely does not stand to reason if the petitioner had to assault, she would not have waited for the informant to gain consciousness, so that again she could assault and make him unconscious. It is next submitted that the allegation on the face of it appears inherently improbable.

Learned A.P.P. opposes the bail application.

Considering the submissions made by the learned counsel for the petitioner, the petitioner, above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks, is directed to be released on bail on his furnishing bail-bonds in the sum of Rs. 5,000/- (Rupees Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is



pending in connection with Bihariganj P. S. Case No.196 of
2020, subject to the conditions laid down under Section 438(2)
of the Cr.P.C.

The application stands allowed.

(Satyavrat Verma, J)

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