

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65447 of 2021

Arising Out of PS. Case No.-28 Year-2021 Thana- ARA MUFFSIL District- Bhojpur

RAJ KUMARI DEVI Wife of Bachru Chaudhary Resident of Village-
Saranpur (Bind Toli), P.S.- Ara Muffasil, District- Bhojpur (Bihar).

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rajeev Ranjan No.II, Adv
For the Opposite Party/s : Mr.Dinesh Singh,APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

2 22-04-2022 Let the defects, as pointed out by the office, be removed within four weeks of starting of Court proceeding in physical mode in normal course.

Heard learned counsel for the petitioner and learned APP for the State in virtual Court proceeding.

Petitioner seeks bail in a case registered for the offences punishable under Sections 147,148,323,337,302 of the Indian Penal Code.

The brother of the informant is said to have been killed by the F.I.R. named accused persons.

Learned counsel appearing for the petitioner submits that the petitioner has clean antecedent. She has falsely been implicated in the present case. He further submits that it appears from the FIR that there is general and omnibus allegation



against all the accused persons including the petitioner. He further submits that the present case is counter blast of Ara Muffasil P.S.Case No.30 of 2021 filed by the family member of the petitioner. He further submits that the similarly situated co-accused, namely, Fagu Chaudhary and Tufan Choudhary have been granted bail vide order dated 15.02.2022 passed in Cr. Misc. No. 32975 of 2021 and co-accused, namely, Musafir Chaudhary has also been granted bail vide order dated 29.03.2022 passed in Cr. Misc. No. 50236 of 2021 by this Hon'ble Court and the police, after investigation, submitted chargesheet against the petitioner on 24.09.2021 and the petitioner is in custody since 13.04.2021.

Learned A.P.P. for the State has opposed the prayer for bail of the petitioner.

Considering the facts and circumstances of the case, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Ara Muffasil P.S. Case No. 28 of 2021, with the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court



and shall remain physically present as directed by the Court and on his/her absence on two consecutive dates without sufficient reason, his/her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

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