

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70099 of 2022

Arising Out of PS. Case No.-173 Year-2022 Thana- SALAKHUA District- Saharsa

Ranjo Devi Wife Of Phulendra Shah R/O Goriyari, P.S.- Salkhua, District- Saharsa

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhola Prasad, Advocate
For the Opposite Party/s : Mr. Ramchandra Sahni, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 13-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends her arrest in a case registered for the offences punishable under Sections 341, 323, 324, 307, 504 and 34 of the Indian Penal Code.

Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and the informant alleges that on 13.07.2022 at about 11:00 am while her husband was in the field, petitioner along with her husband reached there and started abusing her and when the same was objected, it is alleged that petitioner gave orders on which her husband Ashok assaulted informant's husband by spade causing injury on his head, thereafter it is alleged that petitioner assaulted informant on the pretext that she is a witch and when nearby people assembled, the injured was taken to the hospital.



Learned counsel for the petitioner submits that petitioner has been falsely implicated in the present case and from perusal of the allegations as alleged in the FIR it would manifest that allegation of assaulting the informant's husband is against Ashok and the petitioner has been implicated by alleging that it was on her order that Ashok assaulted, it is next submitted that it is very easy to implicate someone by alleging that he/she is an order giver.

Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

Considering the submissions made by the learned counsel for the petitioner, the petitioner above-named, in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/successor court in connection with Salkhua P.S. Case No. 173 of 2022 subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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