

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23753 of 2022

Arising Out of PS. Case No.-107 Year-2021 Thana- BHAIKAVSHATHAN District-
Madhubani

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JASIMA KHATOON W/o Late Md. Masuk , D/o Md. Heera R/o village-
Bhagwatipur, P.S.- Pandaul, District- Madhubani. Presently residing at
Village- Kanhauly, Police Station- Jhanjharpur, District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Prasad, Advocate
For the Opposite Party/s : Mr. Bhanu Pratap Singh, APP

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CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

4 12-01-2023 Heard learned counsel for the parties.

The petitioner has preferred this application for grant
of regular bail in a case registered under sections 302, 201 and
34 of the Indian Penal Code.

As per the prosecution case, it is stated by the
informant that his cousin brother was having differences with
the accused persons who were the members of his in-laws
family as also his wife, the petitioner herein. The informant
states that his cousin brother was stating that his wife, the
petitioner herein was having an extra marital affair. The
informant further states that all the accused persons entered into
a criminal conspiracy and murdered his cousin brother.

It is submitted by learned counsel for the petitioner



that the petitioner who happens to be the wife of the deceased has been falsely implicated in the case. The manner of occurrence is other than what has been narrated in the FIR. No direct evidence has transpired in course of investigation to connect the petitioner with the alleged crime who happens to be a lady and is in custody since 17.9.2021. She has no criminal antecedent and chargesheet has been submitted in the case.

Heard learned A.P.P. for the State.

Having heard learned counsel for the parties and taking into consideration the material that has transpired in course of investigation together with the petitioner having remained in custody for more than 1 year 3 months since 17.9.2021, chargesheet having been submitted in the case and not having any criminal antecedent, the Court directs the petitioner to be enlarged on bail in connection with Bhairabsthan P.S. Case no.107 of 2021/ G.R.No.1571 of 2021 on furnishing bail bond of Rs.10,000/ (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate-I, Jhanjharpur, District-Madhubani.

(Partha Sarthy, J)

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