

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.25943 of 2023

Arising Out of PS. Case No.-2 Year-2023 Thana- KHARHAGPUR District- Munger

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Veena Hansda Wife Of Late Anup Tuddu Resident Of Village- Bari Tilwarya,
Ps- Kharagpur, Distt- Munger

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Binay Kumar, Advocate

For the Opposite Party/s : Mr.Md. Ataur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 20-07-2023 Heard learned counsel appearing for the petitioner
and the learned A.P.P. for the State.

2. The petitioner seeks bail, who is in custody since
22.01.2023 in connection with Kharagpur P.S. Case No. 02 of
2023, F.I.R. dated 01.01.2023 registered for the offence
punishable under Section 302 of IPC.

3. The prosecution case, in short, is that in the night
on 31.12.2022 she alongwith her husband was sleeping in her
house. When she woke up at about 2.30 AM she did not find
her husband on the bed. She searched him here and there but
he could not be found. In the next morning she found the dead
body of her husband lying in a pond.

4. Learned counsel appearing for the petitioner



submits that the petitioner has clean antecedent and she has falsely been implicated in the present case. Initially the petitioner was the informant of the present case and during investigation she has been made accused in the present case on the basis of the confessional statement of the co-accused person, namely, Sashikant @ Sanjay Kumar Rout. Further submits that except the confessional statement of the co-accused person, no other material has come during investigation against the petitioner to suggest the involvement of the petitioner in the present occurrence and the police, after investigation, submitted the chargesheet against the petitioner and the petitioner is in custody since 22.01.2023.

5. Learned APP for the State, on the other hand, has opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, 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 Addl. Chief Judicial Magistrate-IV, Munger in connection with Kharagpur P.S. Case No. 02 of 2023, with the following conditions:-

(I) 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.

(II) 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.

(III) 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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