

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.47245 of 2023

Arising Out of PS. Case No.-284 Year-2022 Thana- KAKO District- Jehanabad

Renu Devi W/O Late Birendra Choudhary R/O Village- Lodipur, P.S. Kako,
Bhelwar (OP), Dist. Jehanabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amrendra Kumar Singh, Advocate

For the Opposite Party/s : Mr.Umesh Lal Verma, APP

CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

3 19-09-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned Additional Public
Prosecutor for the State.

2. Petitioner seeks bail, who is in custody since
29.11.2022 in connection with Kako (Bhelawar O.P.) P.S. Case
No. 284 of 2022, F.I.R. dated 28.11.2022 for the offences
punishable under Sections 302 and 34 of the Indian Penal Code.

3. Allegation against the petitioner is that she gave
spade blow on the head of the husband of the informant with
intent to kill as a result of which her husband sustained head
injury and the injured was being brought on cot at Sadar
Hospital, Jehanabad where he has succumbed to his injuries.

4. Learned counsel for the petitioner submits that
petitioner has falsely been implicated in the present case due to



previous dispute between the parties. The allegation as alleged in the FIR is false and fabricated and the petitioner has not committed any offence as alleged in the FIR and there is case and counter case between the parties.

5. The learned counsel for the informant and learned Additional Public Prosecutor for the State, on the other hand, on the basis of the material available on the record and the case diary, have vehemently opposed the prayer for bail of the petitioner and submits that there is direct and specific allegation against the petitioner that she gave spade blow on the husband of the informant as a result of which he died and the postmortem report of the husband of the informant supports the allegation as alleged in the FIR and apart from the aforesaid, the petitioner carries one more case other than the present one but fairly submits that the petitioner is on bail in the said case, as mentioned in para-3 of the bail petition.

6. Considering the aforesaid facts, there is direct and specific allegation against the petitioner that she assaulted to the husband of the informant by spade and the husband of the informant died and injury report supports the allegation as alleged in the FIR, hence, I am not inclined to enlarge the petitioner on bail in connection with Kako (Bhelawar O.P.) P.S.



Case No. 284 of 2022 pending in the court of learned S.D.J.M.,
Jehanabad.

7. Prayer is refused.

(Rajesh Kumar Verma, J)

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