

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48244 of 2023

Arising Out of PS. Case No.-963 Year-2021 Thana- MADHEPURA District- Madhepura

PARMILA DEVI W/O SURENDRA SARDAR R/O Village- Behrari, Ward
No. 1, P.S- Shankarpur, Distt.- Madhepura.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Durgesh Kumar

For the Opposite Party/s : Mr.Ram Anurag Singh

CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

4 03-10-2023 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner has prayed for bail in a case instituted
for the offence under Section 302 of the Indian Penal Code.

It is a case of commission of murder to the
informant's brother, namely, Nitish Kumar by the petitioner with
whom deceased had developed relationship. Informant has
raised strong suspicion against the petitioner that under a
conspiracy petitioner has killed his brother.

It is submitted by learned counsel for the petitioner
that petitioner has been falsely implicated in this case. No one is
the eye witness of the alleged occurrence. Only on the basis of
suspicion, the name of the petitioner has been dragged in the
present case as deceased was working as compounder and in



same place petitioner was engaged as nurse. During investigation, no consistent material has come against the petitioner to show her involvement in the present case. In fact, deceased was himself committed suicide by hanging and he left a suicidal note which was seized from the place of occurrence. After completing investigation, chargesheet has been submitted u/s 306 IPC and not u/s 302 IPC. Petitioner has got no criminal antecedent and she is languishing in judicial custody since 10.12.2021.

The application for bail is opposed by learned APP for the State.

Having heard learned counsel for the parties and considering the facts and circumstances of the case, this court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Rs. ten thousand only) with two sureties of the like amount each to the satisfaction of the learned CJM, Madhepura in connection with Madhepura P.S. Case No. 963 of 2021.

(Sunil Kumar Panwar, J)

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