

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62868 of 2023

Arising Out of PS. Case No.-50 Year-2022 Thana- LAXMIPUR District- Jamui

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Kaushalya Devi @ Kaushaliya Devi @ Sushila Devi W/O Dhiba Das R/O
Village- Dighra, Ps. Laxmipur, Dist. Jamui

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Kahkashan Alam

For the Opposite Party/s : Mr.Ram Priya Sharan Singh

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CORAM: HONOURABLE MR. JUSTICE SUNIL KUMAR PANWAR
ORAL ORDER

2 05-10-2023 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner has filed the instant application for grant
of regular bail in a case registered for the offences punishable
under Section 302/34 of the Indian Penal Code.

As per prosecution case, the informant who is
chowkidar alleged that on 23.02.2022, he got information with
regard to a dead body lying in the house of Dhiba Das, who is
eldest son-in-law of Dhiba Das and villagers informed him that
some hot exchange of words took place between the father-in-law
and son-in-law and thereafter Dhiba Das, Renu Devi and some
unknown persons killed him by means of sharp cut weapon and all
of them left the house.

It is submitted by learned counsel for the petitioner that



the petitioner is innocent and has committed no offence. The petitioner is not named in the F.I.R. The petitioner is the wife of Dhiba Das due to which she has falsely been implicated in this case. She has no concern with alleged occurrence. A statement has been made in para 3 of the petition that petitioner has no criminal antecedent. The F.I.R. named co-accused namely, Renu Devi has already been enlarged on bail by another coordinate Bench of this Court vide order dated 24.03.2023 passed in Cr. Misc. No.62589 of 2022. It is also submitted that petitioner is an old lady and she is languishing in judicial custody since 27.11.2022.

Learned APP appearing for the State has vehemently opposed the prayer for Bail.

Having heard learned counsel for the parties and taking into consideration the facts and circumstances of the case as well as period of custody, this Court is inclined to enlarge the petitioner on bail. The above named petitioner is directed to be enlarged on bail in connection with Laxmipur P.S. Case No. 50 of 2022 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 Sessions Judge -IV, Jamui.

(Sunil Kumar Panwar, J)

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