

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No. 73720 of 2022

Arising Out of PS. Case No.-231 Year-2019 Thana- BIHARIGANJ District- Madhepura

DAI DEVI @ DAI RANI DEVI WIFE OF LATE BATESHWAR
CHOUDHARY @ FULEN CHOUDHARY R/O VILLAGE- RAHUA, P.S.-
BIHARIGANJ, DISTRICT- MADHEPURA

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sanjay Kumar Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 27-03-2023 Heard learned counsel for the petitioner and learned A.P.P. for
the State.

The petitioner apprehends his arrest in a case registered for
the offences punishable under Sections 302/34 of the Indian Penal
Code.

Allegedly, petitioner, along with other accused persons, killed
the informant's son.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. Petitioner
is grandmother-in-law of the informant's son (deceased). No such
occurrence as alleged ever took place. She has been falsely
implicated in this case due to ulterior motive. The allegation
levelled against the petitioner is not specific rather general and
omnibus in nature. There is admitted family dispute between the



parties. There is no eye-witness of the occurrence. He further submits that it can not be expected that anyone's grandmother-in-law would murder her *Damad*. Petitioner is an old lady aged about 75 years and she is suffering from several old age diseases. It is further submitted that after the investigation, the police has filed the final form against the petitioner but the learned Court below took cognizance differing the final form. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State opposed the prayer for bail.

Having regard to the facts and circumstances of the case, as the police has filed the final form against the petitioner, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Bihariganj P.S. Case No. 231 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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