

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.39411 of 2024

Arising Out of PS. Case No.-123 Year-2022 Thana- GUTHANI District- Siwan

Manju Devi Wife Of Late Ramanand Ram Resident Of Village - Nainijor, P.S.
- Gauthani, District - Siwan

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Gajendra Kumar Singh, Adv.
For the Opposite Party/s : Mr. Arun Kumar Pandey,A.P.P.

CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR JHA
ORAL ORDER

2 12-07-2024 Heard learned counsel for the petitioner and learned
APP for the State.

2. In this case, the petitioner is apprehending his arrest in connection with Guthani P.S. Case No. 123 of 2022, registered for the offences under Sections 341, 323, 325, 307, 302 and 504/34 of the Indian Penal Code.

3. As per prosecution case, son of the informant was assaulted by the petitioner and other co-accused persons with lathi, danda, bricks and stones causing fracture of his head who died during treatment. Other persons also received injuries in this assault.

4. Learned counsel for the petitioner submits that the petitioner who is a lady is innocent and has been falsely implicated in this case merely on suspicion. No occurrence as alleged has

ever taken place. The FIR has been lodged against 6 named and 15- 20 unknown persons including this petitioner. There is no specific allegation against this petitioner. Informant has not seen the occurrence and no reason has been given for the said occurrence. There is no corresponding injuries as more than 20 persons assaulted the son of the informant but no such injuries were found. The 'Tilak' ceremony of son of the petitioner was taking place and there was no occasion for him to get involved in the alleged occurrence. Petitioner is having clean antecedent.

5. Learned APP opposes the prayer for anticipatory bail submitting that other persons received injuries in the occurrence and have also named this petitioner along with other co-accused persons for assaulting the son of the informant.

6. Having regard to the facts and circumstances and submissions made on behalf of the parties and considering the completely vague nature of allegation against the petitioner without any substantive material and also considering the clean antecedent of the petitioner who is a lady coupled with possibility of false implication, let the petitioner above named, in the event of her arrest or surrender before the court concerned within a period of eight weeks from today, be released on bail, on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of learned

A.C.J.M.-VIII, Siwan/court concerned in connection with Guthani
P.S. Case No. 123 of 2022, subject to the conditions as laid down
under Section 438(2) of the Code of Criminal Procedure and other
following conditions:

- (i) One of the bailors will be a close relative
of the petitioner.
- (ii) The petitioner will remain present on
each and every date fixed by the court
below, if so required by the learned trial
court.

(Arun Kumar Jha, J)

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