

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.43247 of 2024

Arising Out of PS. Case No.-29 Year-2024 Thana- PARBATTa District- Khagaria

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1. Nandani Devi, aged about 41 years, Female, W/o Gorelal Paswan
2. Gorelal Paswan, aged about 47 years, Male S/o Late Gohil Paswan
Both are resident of Village- Khira Dih, P.S.- Parbatta, District- Khagaria

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Mirtyunjay Kumar Mishra, Advocate
For the Opposite Party/s : Mr. Sanjay Kumar Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 10-07-2024 Heard learned counsel for the petitioners and
learned A.P.P. for the State.

2. The petitioners apprehend arrest in connection with
Parbatta P.S. Case No. 29 of 2024 dated 25.01.2024, instituted
for the offence punishable under Sections 304/34 of the Indian
Penal Code.

3. The allegation against the petitioner no. 1 namely,
Nandani Devi is that, she injected four injections to the pregnant
wife of brother of the informant namely, Gayatri Devi due to
which her condition got worse and subsequently, she died.
Petitioner no. 2 namely, Gorelal Paswan is alleged to have
helped his wife namely, Nandani Devi (petitioner no. 1) in
giving the injection to the said Gayatri Devi.



4. Learned counsel for the petitioners submits that the petitioners are innocent and they have falsely implicated in this case. It is further submitted that petitioner no. 1 namely, Nandani Devi is an ASHA worker of Village- Khiradih and her duty is only to bring the pregnant lady to the hospital. It is further stated that there is no any whisper about the allegation levelled against the petitioner no. 2. It is further submitted that petitioner no. 1 works as an ASHA since 2005 and there is no complaint against her, by any person till date. It is further submitted that no one has ever claimed that she knows how to inject an injection. Lastly, it has been submitted that petitioners have no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioners.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Parbatta P.S. Case No. 29 of 2024, they shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Khagaria, subject to condition as laid down



under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

Sankalp/-

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