

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49525 of 2024

Arising Out of PS. Case No.-11 Year-2024 Thana- PANDARAK District- Patna

Rupa Devi W/O Prince Kumar @ Deepak Kumar @ Deepak Singh R/O
Village- Puranbigha, P.S- Pandarak, Distt. Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manoj Kumar Pandey, Adv.
For the Opposite Party/s : Ms. Rita Verma, APP

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 26-09-2024 Heard learned counsel for the petitioner and learned
counsel for the State.

2. The petitioner apprehends his arrest in connection with
Pandarak P.S. Case No. 11 of 2024 registered under Sections
328, 302 and 34 of the Indian Penal Code.

3. As per prosecution case, on 17.01.2024, at about 8:00
p.m., son of informant namely, Prem Kumar had left the house
but did not return home by night. Informant further alleged that
on 18.01.2024, at about 06:00 AM, her villager namely Prince
Kumar, brought her son in an unconscious condition and told
that her son (since deceased) came at his house at about 03:00
AM and fell unconscious. Thereafter, the son of informant was
taken to Barh Hospital, where the doctor declared him dead.
Informant suspects that the co-accused Prince Kumar along with



his wife and this petitioner had done to death her son by administering him poison.

4. Learned counsel for the petitioner submits that informant is not an eye witness of the case and only on suspicion petitioner has falsely been implicated in the present case. As a matter of fact, son of informant was drug addict and died natural death. No specific allegation against this petitioner. During course of investigation, no material has come against this petitioner. Petitioner is a lady and has got clean antecedent.

5. Learned A.P.P. appearing on behalf of the State vehemently opposed the prayer for bail and submits that petitioner is named in the FIR. From bare perusal of FIR, it is apparent that son of informant was in the house of the petitioner at the dead of night, and there is no explanation as to what happened to the deceased at her house.

6. Having considered the rival submissions advanced on behalf of the parties and nature of accusation, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, prayer for bail of the petitioner is rejected.

(Prabhat Kumar Singh, J)

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