

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.60453 of 2024

Arising Out of PS. Case No.-376 Year-2023 Thana- KRITYANAND NAGAR District-
Purnia

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Ruma Devi @ Jhuma Devi W/o Shakaldev Sharma R/o Village- Milki Tola
Parora, P.S.- K.Nagar, Dist.- Purnia

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :
For the Petitioner/s : Mr. Pramod Kumar Mallick, Adv.
For the Opposite Party/s : Mr. Syed Mojibur Rahman, APP

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CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

2 04-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 147, 341, 323, 325, 307, 379, 504 and 506 of the I.P.C. later on Section 302 of the I.P.C. was added.

3. As per the prosecution case, the F.I.R. has been lodged against nine named accused persons including the present petitioner with an allegation that all the accused persons reached the house of the informant with *lathi* and *danda* and started assaulting informant and his son. Thereafter, the informant's son got injured and admitted to the hospital, where he died. Upon bare reading of the F.I.R., the allegation is made

in two parts. In the first part, the allegation is against all that all have assaulted and informant and his son and in the second part, the specific allegation is against the rest of the females that they have also assaulted by means of *bans-balli* to the son of the informant.

4. Learned counsel for the petitioner submits that the petitioner is innocent and has committed no offence. He further submits that the petitioner has nothing to do with the informant, as the petitioner is co-villager and only used to keep sympathy with the other co-accused persons and it is due to this reason, her name has been inserted in this case. He further submits that the antecedent of the petitioner is clean and she is a female and basically not residing in the village, rather due to the village politics, her name has been inserted in this case.

5. Learned A.P.P. for the State opposes the prayer for bail.

6. In the present facts and circumstances of the case and the submissions made above, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bonds of Rs.30,000/- (Rupees Thirty Thousand Only) with two sureties of the like amount each to the

satisfaction of the learned C.J.M., Purnia, in connection with K. Nagar P.S. Case No. 376 of 2023, dated 21.06.2023 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

7. Learned counsel for the petitioner has taken the plea that one of the similarly situated co-accused persons has been granted bail vide order dated 10.07.2024 passed in Cr. Misc. No. 36508 of 2024.

8. With this observation, the anticipatory bail application stands allowed.

(Dr. Anshuman, J)

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