

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.61208 of 2024

Arising Out of PS. Case No.-48 Year-2023 Thana- KARAI PARSURAI District- Nalanda

Usha Devi, W/O Sunil Kumar @ Sunil Vishwakarma, R/O Village- Berthu,
P.S- Karai Pasurai, Distt.- Nalanda.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rajeev Kumar, Adv.

For the Opposite Party/s : Mr. Shyameshwar Dayal, APP

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 20-09-2024 Heard Mr. Rajeev Kumar, learned counsel for the

petitioner and Mr. Shyameshwar Dayal, learned APP for the

State.

2. The petitioner apprehends her arrest in connection with Karai Pasurai P.S. Case No. 48 of 2023 dated 03.05.2023 registered for the offence punishable under Section 302 read with Section 34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that the petitioner is a lady having fair and clean antecedent and against her, there is no specific allegation of assault in the FIR rather the same are general and omnibus in nature. It is further submitted that the petitioner is innocent and has been falsely implicated in this case due to village politics as well as previous enmity.



4. Learned APP for the State has opposed the prayer for bail of the petitioner.

5. Heard both the sides and perused the FIR. The petitioner is a lady and against her there is no specific allegation in the FIR and the informant accepted in the FIR that she firstly held the cremation of her husband and thereafter, went to the police station to lodge the FIR. Considering these facts as well as the above submissions coupled with the petitioner's young age and her fair and clean antecedent, this Court is inclined to accept her anticipatory bail prayer. Accordingly, let the petitioner named-above, in the event of her arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the Court concerned in connection with Karai Pasurai P.S. Case No. 48 of 2023, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Shailendra Singh, J)

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