

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74538 of 2023

Arising Out of PS. Case No.-178 Year-2023 Thana- DARBHANGA SADAR District-
Darbhanga

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SARSWATI DEVI WIFE OF LATE PHOOL DEV YADAV RESIDENT OF
VILLAGE - KAKARGHATI, P.S. - SADAR, DISTRICT - DARBHANGA
(BIHAR)

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Anuj Kumar

For the Opposite Party/s : Mr.Choubey Jawahar

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CORAM: HONOURABLE MR. JUSTICE SANDEEP KUMAR
ORAL ORDER

3 27-02-2024 Heard learned counsel for the petitioner, learned
counsel for the Informant and learned APP for the State.

2. The petitioner seeks bail in connection with
Sadar P.S. Case No. 178 of 2023 registered for the offence under
Section 302, 201/34, 120-B of the Indian Penal Code.

3. As per the prosecution case, the dead body of
the deceased was found and FIR was registered against the
petitioner and other accused persons.

4. Learned counsel for the petitioner submits that
the petitioner is the wife of the deceased and she is innocent.
She further submits that no materials have come during
investigation to connect the petitioner with the crime except for
suspicion. In the Post-mortem report also the doctor has found



that the stomach contained about 300ml of blood stained liquid with acrid smell.

5. It is also submitted by the learned counsel for the petitioner that the petitioner is in jail since 3.4.2023.

6. Learned APP for the State vehemently opposed the prayer of the petitioner for grant of bail.

7. In view of the above, it appears that the deceased has died due to consuming illicit liquor on the occasion of Holi festival and there is no material against the petitioner.

8. Considering the aforesaid facts, the application of the petitioner for grant of regular bail is allowed.

9. Let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned CJM, Darbhanga in connection with Sadar P.S. Case No. 178 of 2023.

(Sandeep Kumar, J)

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