

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.79300 of 2023

Arising Out of PS. Case No.-145 Year-2023 Thana- BARGAINIA District- Sitamarhi

Basundhara Devi Wife Of Chhotelal Giri R/O Village- Gamahariya, P.S.-
Adapur, District- East Champaran at Motihari

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Ashok Kumar Jha, Advocate
For the Opposite Party/s :	Mr. Bishweshwar Ram, APP
For the Informant :	Mr. Krishna Murari, Advocate

CORAM: HONOURABLE MR. JUSTICE PARTHA SARTHY
ORAL ORDER

- 3 07-03-2024 1. Heard learned counsel for the petitioner, learned
APP for the State and learned counsel for the informant.
2. The petitioner has preferred this application for
grant of regular bail in connection with Bargainia P.S. Case no.
145 of 2023 registered under sections 302, 120B and 34 of the
Indian Penal Code.
3. As per the prosecution case, the informant states
that the petitioner called her son and thereafter he was killed.
The informant states that he is convinced that the accused
persons including the petitioner have a hand in the killing of his
son.
4. Learned counsel for the petitioner submits that the



petitioner has been falsely implicated in the case. There is no eyewitness to the alleged occurrence. No material has transpired in course of investigation to connect the petitioner, who is a lady, with the alleged crime. She is in custody since 8.8.2023 and co-accused Chhotelal Giri @ Chhoelal Giri and Urmila Devi have been enlarged on anticipatory bail vide order dated 5.3.2024 passed in Cr. Misc. no. 78952 of 2023.

5. The application for bail is opposed by learned APP for the State and learned counsel for the informant. Learned counsel for the informant submits that it was the petitioner who called the son of the informant and soon thereafter he was killed.

7. Having heard learned counsel for the parties and taking into consideration the allegations in the F.I.R, the contents of the material that has transpired in course of investigation, grant of anticipatory bail to the above named two co-accused persons, the petitioner having remained in custody for 7 months since 8.8.2023 and charge-sheet having been submitted in the case, the petitioner is directed to be enlarged on bail in connection with Bargainia P.S. Case no. 145 of 2023, on furnishing bail bond of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of



the learned Chief Judicial Magistrate, Sitamarhi.

(Partha Sarthy, J)

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