

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No. 43903 of 2013

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1. Lalita Devi, W/O Sitaram Rai
2. Shlekha Kumari @ Sulekha Devi, D/O Ganesh Rai
3. Parwati Devi, W/O Ram Dayal Rai
Resident of Village - Kharaka, P.S. Runnisaidpur, District
- Sitamarhi

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE GOPAL PRASAD
ORAL ORDER

3 28-02-2014

Heard learned counsel for the petitioners and
learned counsel for the State.

This is a petition for grant of anticipatory bail in a
case under Sections 302/34 of the Indian Penal Code.

It is alleged that the occurrence took place with
regard to Dhaniya crops. It is further alleged that these
petitioners along with others came to the house of the
informant, started abusing and assaulting and Ganesh Rai
gave iron Dab on the head of the mother of the informant as a
result of which she succumbed to the injury at the spot.

The post mortem report suggests that external
finding on opinion of skull cranium intact brain matter
congested and cause of death was due to traumatic shock
bleeding to C R failure and result of above noted injury

caused by hard blunt object.

Learned counsel for the petitioner submits that the role has been attributed to one Ganesh Rai to give iron Dab on the head of the deceased and only one injury has been found in the post-mortem examination and these petitioners are the ladies and though there is general and omnibus allegation of assault but no injury has been found.

Hence, having regard to the facts and circumstances of the case and the fact that the petitioners are the ladies and no specific role has been attributed against them, they are directed to be released on anticipatory bail in the event of their arrest or surrender within a period of four weeks from the date of receipt/production of a copy of this order on furnishing bail bonds of Rs.10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Runnisaidpur P.S. Case No. 66 of 2013, subject to the conditions as laid down under Section 438(2) of the Cr. P. C.

(Gopal Prasad, J)

Kundan/-