

IN THE HIGH COURT OF JHARKHAND AT RANCHI

B.A. No. 4274 of 2019

Gomati Devi @ Gomti Devi ...Petitioner
-V e r s u s -
The State of Jharkhand ...Opp. Party

CORAM: - HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner : - Mr. Pravin Kumar Rana, Advocate
For the State :- Mr. Anand Kumar Pandey, A.P.P.

07/29.08.2019 Heard learned counsel for the parties.

Petitioner is an accused for the offences punishable under Sections 302/307/34 of the Indian Penal Code in connection with Sessions Trial No. 31 of 2019, pending in the court of Additional Sessions Judge-I, Simdega.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and has not committed any offence as alleged in the F.I.R. The petitioner is a lady and has been roped in the present case due to previous enmity with the informant. The specific allegation of assault is against co-accused Baldeo Singh (the husband of the petitioner). As such, the petitioner, who is in judicial custody since 16.11.2018, may be given the privilege of regular bail.

Learned A.P.P. while opposing the petitioner's prayer for bail submits that the informant, who is an injured eye-witness to the occurrence, has clearly stated in his fardbeyan about the active participation of the petitioner and co-accused Baldeo Singh in assaulting him and his wife (the deceased). Several ante-mortem injuries have been found on the body of the deceased. As such, the petitioner may not be given the privilege of regular bail.

Considering the aforesaid facts and circumstances, I am not inclined to enlarge the petitioner on bail. Accordingly, his bail application is hereby rejected.

(Rajesh Shankar, J.)

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