

Patna High Court - Orders

Satyadeo Prasad & Ors vs State Of Bihar on 21 December, 2010

IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.33527 of 2010

1. SATYADEO PRASAD SON OF ATE SHIVNANDAN PRASAD
2. ASHA DEVI WIFE OF SATYADEO PRASAD
3. NIVA DEVI WIFE OF LATE SUDHIR KUMAR SRIVASTAVA
4. MAMTA DEVI WIFE OF PRABHAT KUMAR ALIAS PAPPU

Versus

STATE OF BIHAR

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3. 21.12.2010. This has come at the instance of the learned counsel for the petitioners.

By order dated 6.10.2010 passed in this case, bail was granted to the petitioners. However, inadvertently, due to typographical mistake, name of petitioner no.4, namely, Mamta Devi wife of Prabhat Kumar alias Pappu, resident of Mohalla-Ishlampur, P.s.Town, District Muzaffarpur was neither mentioned in the cause title nor in the operative portion of the order.

Regard being had to the  
circumstances, let the order dated

6.10.2010 be modified to read as follows and shall be deemed to have been pronounced as such.

"Heard learned counsel appearing on behalf of the petitioners and the learned counsel appearing on behalf of the State.

Petitioners are apprehending their arrest in connection with Sakara P.S.Case No.431 of 2009 for the offence punishable under Sections 304B, 328 and 34 of the Indian Penal Code.

Taking into consideration the submissions of the learned counsel for the petitioners that the police has submitted charge-sheet only against the husband under Sections 306, 201/34 of the Indian Penal Code and that the husband has been granted regular bail by a Bench of this Court in Cr.Misc.No.18241 of 2010 vide order passed on 26.5.2010 and that the petitioner No.1 is the father-in-law, the petitioner no.2 mother-in-law, the petitioner no.3 the widowed daughter-in-law and the petitioner no.4 the married daughter of the petitioner Nos.1 and 2, let the petitioners namely, Satyadeo Prasad, Asha Devi, Niva Devi and Mamta Devi, 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 before the Court below, be released on bail upon each of them individually furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Muzaffarpur in connection with Sakra P.S.Case No.431 of 2009 subject to the conditions stipulated in Section 438(2) of the Code of Criminal Procedure."

As a consequence of the present modification, the time to surrender by petitioner no.4 Mamta Devi

is extended by a further period of four weeks from today.

Let this order be communicated to the court concerned by fax by the Registry.

ahk

(Jyoti Saran, J)