

**Sumitra Devi and ors Vs. State of Jharkhand**

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**SooperKanoon Citation :** [sooperkanoon.com/971686](http://sooperkanoon.com/971686)

**Court :** Jharkhand

**Decided On :** Sep-01-2012

**Appellant :** Sumitra Devi and ors

**Respondent :** State of Jharkhand

**Judgement :**

INTHEHIGHCOURTOFJHARKHANDATRANCHI A.B.A.No.2443of2012

1.SumitraDevi 2.PintuYadav@PintuKumarYadav 3.SaraswatiDevi ... .. Petitioners  
Versus TheStateofJharkhand ... ..OppositeParty CORAM  
:HON'BLEMRS.JUSTICEJAYAROY ForthePetitioners

:Mr.DeepakKumar,Advocate FortheState :A.P.P. 02/01.09.2012 Heard counsel  
appearing for the petitioners and counsel appearingfortheState. Petitionersare  
apprehending their arrest inconnection with the case registered under Sections  
323/504/498A/379 of the IndianPenalCode.  
Counselappearingforthepetitionersispermittedtoaddthe  
informant/complainantasoppositepartyno.2inthiscase. Issue notice to the opposite  
party no.2 in the admission  
matterratherpresentandcorrectaddressbyregisteredpostwithA/Das  
wellasbyordinaryprocess,forwhichrequisiteetc.mustbefiledwithin  
oneweekfromthedateofthisorder,failingwhichthisapplicationshall  
standrejectedwithoutfurtherreferencetotheBench.

Ruleismadereturnableintheadmissionmatterwithinsix weeks.  
Till1stNovember,2012,policewillnotarrestthepetitioners namely Sumitra Devi and  
Pintu Yadav @ Pintu Kumar Yadav in

connectionwiththepresentcasei.e.KodermaMahilaP.S.CaseNo.28  
of2011correspondingtoG.R.No.1112of2011pendingintheCourtof  
ShriV.K.Srivastava,CivilJudge,JudicialDivisionNo.6,Koderma.

Counselappearingforthepetitionershassubmittedthatthepetitioner no.3 is married  
sisterinlawand she is residingin another  
village,therefore,it isfalse to say that she has committed any offence or  
assaulted the complainant. Considering the fact that the petitioner no.3 is married  
sisterinlawandsheisresidinginanother village,I direct the petitioner no.3 namely  
Saraswati Devi, above named, to surrender in the trial  
Court/Court below within a period of one month from the date of this (2)

A.B.A.No.2443of2012

orderandifshesurrenders,thetrialCourt/Courtbelowwillreleaseher  
onbailonfurnishingbailbondofRs.10,000/(Rs.Tenthousand)with two sureties of like  
amount each to the satisfaction of Shri V.K. Srivastava, Civil Judge, Junior Division  
No.6,Kodermainconnection

withKodermaMahilaP.S.CaseNo.28of2011correspondingtoG.R.  
No.1112of2011withtheconditionsthatoneofthebailorswillbelocal  
residenthavingimmovablepropertywithinthejurisdictionofthedistrict  
concernedandsubjecttotheconditionslaid down under Section 438(2)  
oftheCodeofCriminalProcedure.

CounselforthepetitionerswilldepositthecostoftheFAXto  
communicatethisordertotheCourtconcerned. (JayaRoy,J.) Anit

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