

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30645 of 2014

Arising Out of PS.Case No. -116 Year- 2001 Thana -KATORIA District- BANKA

1. Birma Devi Wife of Sukhdeo Das resident of village - Dhawa Kole, P.S.
Katoria (Suiya), District - Banka

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Jha

For the Opposite Party/s : Mr. U.L.Verma(App)

CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 22-01-2015 Heard learned counsel for the petitioner and learned
counsel representing the State.

Petitioner apprehends her arrest in connection with
Katoria (Suiya) P.S. Case No. 116 of 2001 registered for the
offences punishable under Sections 328, 302, 120B/34 of the
Indian Penal Code.

At the very outset, it has been submitted that in this
case the Police submitted final form vide annexure-2 in the year
2001 and after long lapse of time cognizance has been taken
against the petitioner differing the final form and the petitioner got
no knowledge about the order of cognizance and when she became
aware, she approached for anticipatory bail before the learned
Sessions Judge, Bhagalpur, and as such, the petitioner deserves

sympathetic consideration.

Learned APP fairly concedes that vide annexure-2 final form was submitted against the petitioner.

In the facts and circumstances stated above, the petitioner above named, in case of her surrender or arrest within two months from the date of receipt/production of a copy of this order, shall be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Banka in connection with Katoria (Suiya) P.S. Case No. 116 of 2001, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Jitendra Mohan Sharma, J)

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