

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.44631 of 2015

Arising Out of PS.Case No. -58 Year- 2015 Thana -DEORIYA District- MUZAFFARPUR

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Laxami Devi wife of Kiran Paswan resident of Mohalla - Anishabad, P.S. -
Gardanibagh, District - Patna

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Bela Singh, Advocate

For the Opposite Party/s : Mr. Vinod Shanker Modi, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 14-10-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Deoriya P. S. Case No. 58 of 2015 registered under Sections 420
and 406 of the Indian Penal Code.

According to the prosecution case, the allegation against
the petitioner is that she fraudulently took Rs.5000/- from the
informant in order to secure allotment of a house under the Indira
Awas Scheme and also old age pension to him. However, she
failed to fulfil her promise after taking money from the informant.

Learned counsel for the petitioner submits that the
petitioner is a lady and there is no documentary evidence to show
that she cheated the informant or any other person in the name of

providing Indira Awas and old age pension.

Learned counsel for the State has opposed the application of the petitioner filed under Section 438 of the Code of Criminal Procedure.

Regard being had to the facts and circumstances of the case, in the event of arrest or surrender before the court below within six weeks from today, the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of Smt. Rashmi, Judicial Magistrate, 1st Class, Muzaffarpur in Deoriya P. S. Case No. 58 of 2015 , subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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