

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43730 of 2014

Arising Out of PS.Case No. -9 Year- 2014 Thana -MAHILA P.S BAGHA District-
WESTCHAMPARAN(BETTIAH)

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1. Patasi Devi Wife of Bidan Rai
2. Shahnaj Khatoon @ Shayara Khatoon Wife of Manjoor Mian Both
Resident of Village- Pipardadhi, P.S.- Bagaha, Dist.- West Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kr Singh No. 1

For the Opposite Party/s : Mr. Indra Kr. Singh (App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 22-04-2015 Heard learned counsel for the petitioners, the State and

the informant.

The petitioners are apprehending their arrest in
connection with Mahila Bagaha P.S.Case No. 09/2014 instituted
for the offence under Sections 366/34 of the Indian Penal Code.

It is submitted that the petitioners have falsely been
implicated in this case in the present case. It is further submitted
that Sahnaj Khatoon is the mother of accused Javed Alam.
Learned counsel for the petitioners has drawn my attention to the
impugned order in which learned Sessions Judge has noted the
complicity of the petitioners has not been found to be true.

However, learned counsel for the informant has

produced a copy of statement of victim girl recorded under section 164Cr.P.C. From perusal of statement of the victim girl recorded under Section 164 Cr.P.C., I find that the names of the petitioners have already been taken by the victim girl as having taken her away to unknown destination. In her statement u/s 164 Cr.P.C. the victim girl has further stated that accused person Javed Alam, Manoj and Jaul Haque Alam have forcibly committed rape.

However, considering the fact that the petitioners are lady members, let the above named petitioners, in the event of their arrest/surrender in the court below within two weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Bagaha, District- West Champaran in Mahila (Bagaha) P.S.Case No. 9/2014, subject to the conditions as laid down u/s 438(2) Cr.P.C.

(Anjana Mishra, J)

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