

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.32315 of 2014

Arising Out of PS.Case No. -142 Year- 2002 Thana -PIPRAKOTHI District-
EASTCHAMPARAN(MOTIHARI)

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Sumitra Kumari D/o Ramprit Chaudhary r/o Hathiahi P.S. Pipra Kothi
Dist. E. Champaran . At present w/o Jai Prakash Sahani r/o vill.
Jogiya P.S. Harsidhi Dist. E. Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhannjay Kumar No 2

For the Opposite Party/s : Mr. Asha Devi(App)

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CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI
SHARAN SINGH

ORAL ORDER

2 21-01-2015 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

This is an application seeking anticipatory bail in a case
registered for the offence punishable under Sections 328 and
302/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the case
was instituted in the year 2002 and the Police after investigation
had submitted final report, which has been brought on record as
Annexure-2 of the application. Referring to Annexure-2, learned
counsel for the petitioner submits that in course of investigation no
evidence could be gathered to connect the petitioner with the
offence alleged. He further submits that learned Chief Judicial
Magistrate, Motihari, however, took cognizance on 26.09.2013

necessitating the petitioner to approach this Court for grant of anticipatory bail.

Considering the submission that no evidence could be collected in course of investigation against the petitioner leading to filing of final report, let the petitioner Sumitra Kumari, in the event of her arrest / surrender within six weeks from today before the Court below, be released on bail on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount, each to the satisfaction of the learned Judicial Magistrate, Ist Class, Mothiari (East Champaran) in connection with Pipr Kothi Case No. 142/2002, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Chakradhari Sharan Singh, J.)

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