

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4547 of 2015

Arising Out of PS.Case No. -54 Year- 2014 Thana -MAGADH UNIVERSITY District- GAYA

1. Sobha Kumari wife of Laxmikant Kumar daughter of Rameshwar Rai
Resident of Quarter No. D/14, Magadh University Campus, Bodhgaya, P.S.
- Magadh University, District - Gaya, At present residing at Village -
Jethuli, P.S. - Fatuha, District - Patna.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Vinay Kumar, Advocate.

For the Opposite Party/s : Mr. Madan Kumar(App)

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR
JHA
ORAL ORDER

2 03-02-2015

Heard both sides.

The petitioner apprehends his arrest in Magadh
University P.S. Case No. 54 of 2014, registered for the offences
punishable under Sections 406, 379 and 34 of the Indian Penal
Code.

Kumari Rita Sinha, the mother-in-law of the
petitioner lodged the case for theft of ornaments and household
articles.

Learned counsel for the petitioner submits that the
occurrence is of 23.07.2014 and the present FIR was lodged on
02.08.2014. The informant is not an eye witness of the occurrence.
The petitioner happens to be daughter-in-law of the informant.

Since the informant was not happy with the behaviour of the petitioner as the husband of the petitioner is step son of the informant, the informant lodged this case on mere suspicion. The petitioner has also filed a complaint case, of course, in the month of December, 2014.

Having considered the facts aforesaid and the fact that the FIR is lodged after ten days of the occurrence that too on mere suspicion non-else but against the daughter-in-law of the informant, the petitioner, in the event of her arrest or surrender before the court below within a period of four weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the Learned Sub-Divisional Judicial Magistrate, Gaya in connection with Magadh University P.S. Case No. 54 of 2014, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Prabhat Kumar Jha, J.)

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