

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.51102 of 2015

Arising Out of PS.Case No. -263 Year- 2015 Thana -MINAPUR District- MUZAFFARPUR

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Meena Devi, wife of Ram Ekbal Sahani, Resident of Village- Manikpur,
P.S.- Minapur, District- Muzaffarpur.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Singh

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

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CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

02/ 09-11-2015

Heard learned counsels for the petitioner

and the State.

The petitioner is apprehending her arrest in
a case registered for the offences punishable under Sections 376
and 120B of the Indian Penal Code and section 4 of The
Protection of Children from Sexual Offences Act, 2012.

The prosecution case is that Awadhesh
Sahani established physical relationship with the informant since
7-8 months prior to the lodging of the case and took her to
different places in the country. Subsequently, the informant got
pregnant but the petitioner being the mother of Awadhesh
Sahani helped him to get married with some other girl.

It is submitted by learned counsel for the

petitioner that the thrust of accusation is against Awadhesh Sahani and the petitioner has been roped in the present case only because she is the mother of Awadhesh Sahani. Moreover, in 164 Cr.P.C. statement the informant has not alleged anything against the petitioner.

Considering the thrust of accusation against Awadhesh Sahani and petitioner being a lady let the above named petitioner be released on anticipatory bail in the event of her arrest or surrender before the learned court below within a period of twelve weeks from today, on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge – cum- Special Judge, POCSO Act, Muzaffarpur in connection with Minapur P.S. Case No. 263 of 2015, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

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