

IN THE HIGH COURT OF JUDICATURE AT PATNA

Criminal Miscellaneous No.34083 of 2016

Arising Out of PS.Case No. -126 Year- 2016 Thana -BIDUPUR District- VAISHALI(HAJIPUR)

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Rinku Devi, Wife of Awadhesh Rai, Resident of Village- Jurawanpur, P.S.
Bidupur, District- Vaishali at Hajipur.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Dr. Om Prakash Om, Advocate.

For the Opposite Party : Mr. Pradeep Narain Kumar, A.P.P.

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 14-12-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending her arrest in connection
with Bidupur P.S. Case No. 126 of 2016 for the offences instituted
under Section 366 of the IPC.

The accusation against the petitioner is of kidnapping the
wife of the informant with intent to get her marriage with her
relation.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation of
tampering with the witnesses alleged against the petitioner. The
petitioner is a lady. She has been made accused due to mistake of
fact. There is no substantive evidence to suggest her implication in



the present case.

On behalf of the State, it has been submitted that the petitioner is named in the F.I.R. The victim has been examined under Section 164 Cr. P.C. She has also named this petitioner in her statement.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner. The same is rejected in Bidupur P.S. Case No. 126/2016, pending in the court of learned C.J.M. Vaishali at Hajipur. If the petitioner surrenders in the court below the same shall be considered on its own merit without being prejudiced by the order of this Court taking into account that the petitioner is a lady.

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(Sudhir Singh, J)

