

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38588 of 2016

Arising Out of PS.Case No. -1564 Year- 2013 Thana -NALANDA COMPLAINT CASE District-
NALANDA (BIHARSHARIFF)

Pratima Devi @ Pritama Devi @ Pratima Kumari, Wife of Rajkumar
Mahton, Resident of Village- Mahadeo Bigha, P.S. Noorsarai, District-
Nalanda.

.... Petitioner

Versus

1. The State of Bihar.
2. Kamlesh Prasad S/o Jagdish Mahto, Resident of Basanpur, P.S.- Rahui,
District- Nalanda.

.... Opposite Parties

Appearance :

For the Petitioner : Mr. Samir Kumar Sinha, Advocate

For the Opposite Party: APP

CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 20-09-2016 Heard learned counsel for the petitioner and
learned APP for the State.

2. The petitioner apprehends her arrest for the
offences alleged under Sections 406 and 420 read with
Section 34 of the Indian Penal Code registered in connection
with Complaint Case No. 1564 (C) of 2013.

3. It is submitted that the petitioner has been
falsely implicated in a complaint which was filed after
inordinate delay on 26.10.2013 for the alleged occurrence of
24.03.2012. Petitioner is only said to have introduced the
complainant with Babu Lal Prasad to whom money was
advanced by the complainant. The said Babu Lal Prasad @
Babu Chand Prasad had been granted anticipatory bail by this
Court in Cr. Misc. No. 8183 of 2015.

4. Having regard to the entirety of the facts and
circumstances of the case, in the event of the petitioner's arrest or

surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of Sri Swarn Prabhat, learned Judicial Magistrate, Ist Class, Nalanda at Biharsharif in connection with Complaint Case No. 1564(C) of 2013, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions -

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner will be well represented in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, her bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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