

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26349 of 2016

Arising Out of PS.Case No. -379 Year- 2015 Thana -DALSINGHSARAI District- SAMASTIPUR

1. Mosmat Babita Devi Wife of Late Ganeshi Sahni, Resident of village - Mukhtiyarpur Salkahni, P.S. - Dalsingsarai, District Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Narain Sinha, Advocate

For the Opposite Party/s : Mr. Sri Tarun Prasad Mandal, APP

CORAM: HONOURABLE JUSTICE SMT. ANJANA PRAKASH
ORAL ORDER

2 12-07-2016

Heard learned Counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the offence under Sections 302 and 201/34 of the Indian Penal Code.

Considering that the Petitioner is a lady, without going into the veracity of the allegations, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 5,000/-(Five thousand) with two sureties of the like amount each or any other surety to be fixed by the court concerned to the satisfaction of learned Additional Sessions Judge 4th, Samastipur in connection with S.T. No.79 of 2016 arising out of Dalsingsarai P.S. Case No.379 of 2015, subject to the conditions (i) That one of the bailor will be a close relative of the petitioner who will give an affidavit giving genealogy as to how he is related with the petitioner. The

bailor will undertake to furnish information to the Court about any change in address of the petitioner. (ii) That the affidavit shall clearly state that the petitioner is not an accused in any other case and if she is she shall not be released on bail, (iii) That the bailor shall also state on affidavit that he will inform the court concerned if the petitioner is implicated in any other case of similar nature after her release in the present case and thereafter the court below will be at liberty to initiate the proceeding for cancellation of bail on ground of misuse, (iv) That the petitioner will give an undertaking that she will receive the police papers on the given date and be present on date fixed for charge and if she fails to do so on two given dates and delays the trial in any manner, her bail will be liable to be cancelled for reasons of misuse, (v) That the petitioner will be well represented on each date if she fails to do so on two consecutive dates, her bail will be liable to be cancelled.

(Anjana Prakash, J)

Narendra/-

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