

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.50968 of 2016

Arising Out of PS.Case No. -38 Year- 2016 Thana -MAHILA P.S. District- KISANGANJ

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Sairul Nisha @ Sairun Nisha Wife of Zahid Hussain resident of Village-
Haskunda(Panjipara), P.S. Gowal Pokhar, District- Uttar Dinajpur(W.B.).

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Amal Kumar Sinha

For the Opposite Party/s : Mr. Shailendra Kumar -1

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 16-12-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in a case instituted under
Sections 370 of the Indian Penal Code and 4/5 of Immoral Traffic
Act.

The allegation against the petitioner is that she is
running a brothel house in which she was engaged in immoral
trafficking business.

It has been submitted on behalf of the petitioner that the
petitioner is in custody since 10.09.2016. The charge sheet has
been submitted in the present case. The petitioner has got no
criminal antecedent. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has been



made accused due to mistake of fact. The statement of victim under section 161 of the Cr.P.C. was recorded in para-15 of the case diary. No allegation has been made against the petitioner by her. She has further been examined under Section 164 of the Cr.P.C., where she has not named the petitioner.

On behalf of the state, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released 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 S.D.J.M., Kishanganj, in connection with Kishanganj Mahila P.S. Case No. 38 of 2016.

(Sudhir Singh, J.)

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