

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34200 of 2016

Arising Out of PS.Case No. -125 Year- 2015 Thana -EKANGARSARAI District- NALANDA
(BIHARSHARIFF)

Pratima Devi @ Partima Devi, W/o Ranjan Bind, Resident of Village-
Bishunpur, Police Station- Ekangarsarai, District- Nalanda.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Sunil Prasad, Advocate
For the State : Mr. Murlidhar, A.P.P.

CORAM: HONOURABLE DR. JUSTICE RAVI RANJAN
ORAL ORDER

2 07-09-2016 I have heard learned counsel for the petitioner and the
State.

The petitioner apprehends her arrest in a case
registered for offences punishable under Sections 341, 323,
354(B), 366(A) and 376/511 of the Indian Penal Code and
Section 27 of the Arms Act.

It is contended that it would appear from the first
information report that at the signal given by the petitioner, two
persons came and tried to commit rape upon the
complainant/informant, however, since she raised alarm, they
ultimately could not do that. It is urged on behalf of the petitioner
that it is apparent from the complaint/F.I.R. that complainant had

willingly gone with the petitioner to meet the call of nature and if it is assumed that somebody tried to commit rape then allegation upon the petitioner is merely that she had given signal from torch but that is only due to the fact that on earlier occasion Ekangarsarai P.S. Case No.66/2015 was lodged by the father-in-law of the petitioner against the father of the informant and his relative.

Having regard to the facts and circumstances of the case and also the fact that the petitioner is a lady, let the petitioner, namely, Pratima Devi @ Partima Devi be released on bail in the event of arrest/surrender before the court below within a period of six weeks from today in Ekangarsarai P.S. Case No. 125/2015, on furnishing bail bond of Rs.10,000 (Ten Thousand Rupees) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Hilsa (Nalanda) subject to the conditions as laid down under sub-section(2) of Section 438 of the Code of Criminal Procedure.

(Dr. Ravi Ranjan, J)

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