

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.61714 of 2017**

Arising Out of PS.Case No. -427 Year- 2016 Thana -SHASTRINAGAR District- PATNA

=====

1. Bina Devi D/o Raja Ram Mahto, R/v Sihman, P.O.- Karari, P.S.-  
Matihani, Distt.- Begusarai.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

=====

**Appearance :**

For the Petitioner/s : Mr. Vijay Kumar Sinha

For the Opposite Party/s : Mr. Sri Ram Sumiran Roy

=====

**CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA**  
**ORAL ORDER**

2      20-12-2017                      Earlier prayer for bail of the petitioner was rejected  
  
vide order dated 17.01.2017 passed in Cr. Misc. No. 54940 of  
2016, which was subsequently renewed and the same was  
disposed of vide order dated 09.08.2017 passed in Cr. Misc. No.  
38004 of 2017 with an observation that if the trial is not concluded  
within a period of three months, he may renew his prayer for bail  
before the court below, who will consider the prayer of petitioner  
that other co-accused has already been enlarged on bail.

Submission of learned counsel for the petitioner  
that three months period has already expired and the trial has not  
been concluded and she has been in judicial custody since  
04.09.2016 and other co-accused having similar allegation has  
already been enlarged on bail as noted in previous order. It has



also been submitted that petitioner is ready to abide by any condition imposed on him for grant of bail.

Having heard both sides, in view of the above facts as well as in view of the order dated 09.08.2017 passed in Cr. Misc. No. 38004 of 2017, let the petitioner above named, be released on bail on furnishing bail bonds of Rs. 25,000 (Rs. Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge –I, Patna, in connection with Special (POCSO) Case No. 128 of 2016, arising out of Shastri Nagar P.S. Case No. 427 of 2016, subject to the following conditions:-

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned Court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall cooperate in the disposal of trial and make herself available as and when required by the court and on the event of failure on her part to appear before the court below on two consecutive dates



without showing any genuine reasons, the  
prosecution will be free to move for  
cancellation of her bail bonds.

**(Vinod Kumar Sinha, J)**

sunil/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

