

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37746 of 2017

Arising Out of PS.Case No. -99 Year- 2013 Thana -BIHARSHARIF District- NALANDA
(BIHARSHARIFF)

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1. Kumari Nilam Devi, W/o Avinash Kaur,
2. Avinash Kaur, Son of Late Raghunandan Das,
Both R/o Mohalla- Imadpur, P.S.- Bihar, District- Nalanda.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad

For the Opposite Party/s : Mr. Sri Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 11-08-2017 Heard learned counsels for the petitioners and the

State.

The petitioners apprehend their arrest in connection
with Bihar P. S. Case No. 99of 2013 instituted under Sections
366/34of the Indian Penal Code.

The allegation, in brief, is that petitioners were earlier
named in the FIR but the police after investigation not submitted
chargesheet against them rather against one non-FIR named
person made accused and during trial they have been summoned
under Section 319 Cr.P.C. and the allegation in the FIR is that the
accused persons kidnapped the wife and daughter of the
informant.

Learned counsel for the petitioners submits that the



police did not find involvement of the petitioners during investigation and the petitioner no. 1 is a Sahayika in Anganbari Centre and was working along with the informant's wife and due to some dispute the informant has falsely implicated her and her husband and they have no criminal antecedent.

Having considered the aforesaid facts and circumstances, let the petitioner, namely, Kumari Nilam Devi and Avinash Kaur, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned 3rd Addl. Sessions Judge, Bihar Sharif, Nalanda in connection with Bihar P.S. Case No. 99 of 2013; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Arun Kumar, J)

Sujit/-

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