

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38738 of 2017

Arising Out of PS.Case No. -243 Year- 2015 Thana -KUDRA District- BHABHUA (KAIMUR)

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1. Soni Khatun @ Soni Bano, D/o Shamim Ahmad, R/o Mohalla- Ali
Nagar, Ward No.13, P.S.- Ali Nagar, District- Chandauli (U.P.).

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Parwej Khan, Advocate

For the Opposite Party/s : Dr. Rabindra Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3/ 08-09-2017

Heard learned counsel for the petitioner and learned

APP for the State.

Petitioner apprehends her arrest in Kudra P.S. Case
No.243 of 2015 instituted for the offence under Section(s) 302,
201/34 Indian Penal Code and Section 27 of the Arms Act.

It has been submitted that the petitioner is the own
sister of the informant and sister-in-law of the deceased. She has
not been named in the First Information Report. Charge-sheet has
not been filed against her. Name of this petitioner has been
disclosed by co-accused, Md. Sohail Ahmad, in his confessional
statement on his arrest. Thereafter, police is attempting to arrest
the petitioner and she is apprehending her arrest.

In the facts and circumstances of the case, prayer of
the petitioner for grant of anticipatory bail is allowed. In the



event of surrender/arrest of the petitioner, named above, within six weeks from today in connection with Kudra P.S. Case No.243 of 2015, she shall be released on anticipatory bail on furnishing bail bond of ₹10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Judicial Magistrate, 1st class, Kaimur at Bhabua, subject to the conditions as laid down under Section 438(2) Cr. P. C. with further conditions: (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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