

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48229 of 2017

Arising Out of PS.Case No. -593 Year- 2015 Thana -KHAGARIA District- KHAGARIA

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Sumitra Devi, D/o Bhadai Sharma, W/o Late Shambhu Sharma, resident of
Village- Bishanpur, P.S.- Mufassil, District-Khagaria at present resident of
Village- Deotha, P.S.- Pasraha, District- Khagaria.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Rajesh Kumar, Advocate

For the Opposite Party/s : Mr. Parmeshwar Mehta, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

2 17-10-2017 Heard learned counsel for the petitioner, learned
counsel for the State and learned counsel for the informant.

The petitioner seeks pre-arrest bail in connection
with Khagaria (Chitragupta Nagar P.S. Case No. 593 of 2015
registered under Sections 420, 468, 471 and 120B of the Indian
Penal Code.

It is submitted by the learned counsel for the
petitioner that a false complaint case was initially filed against
the petitioner by her father-in-law, which was referred under
Section 156(3) of the Cr.P.C. for investigation, pursuant to
which, first information report was instituted. He contended that
after the husband of the petitioner died, the in-laws are



subjecting her to cruelty and harassment in various ways and instant complaint lodged by the informant is also one of the examples of harassment made by her in-laws.

On the other hand, learned counsel for the informant has vehemently opposed the application for grant of pre-arrest bail to the petitioner. He submitted that by making forgery the petitioner was trying to sell the land of the informant of the case. He submitted that it is wrong to state the allegations made in the complaint are false.

Be that as it may, regard being had to the nature of the offence and the relation of the petitioner with the informant of the case, in the event of arrest or surrender in the court below within six weeks from today, she is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Khagaria in connection with Khagaria (Chitragupta Nagar) P.S. Case No. 593 of 2015 subject to the conditions as laid down under Section 438(2) Cr. P.C.

(Ashwani Kumar Singh, J.)

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