

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28083 of 2018

Arising Out of PS. Case No.-305 Year-2017 Thana- LALGANJ District- Vaishali

Heena Khatoon wife of Md. Gaffur Shah Resident of Village - Purania, P.S. -
Lalganj, District - Vaishali.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ranjan Kumar Singh
For the Opposite Party/s : Mr. Madhuranand Jha

CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL
ORAL ORDER

2 10-05-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner is languishing in judicial custody since
16.11.2017 in connection with Lalganj P.S. Case No. 305 of
2017 for offences punishable under Sections 399, 402, 414 of
the Indian Penal Code and Sections 25(1-B) A, 28, 35 of the
Arms Act.

The prosecution case, as lodged by the informant
police personnel, is that on secret information that some
criminals have gathered to commit crime, the police raided the
place of occurrence and found five persons in two motorcycles.
While three managed to escape in a motorcycle, two of them
including the petitioner were apprehended and on search from
the clothes of the petitioner one country-made pistol with three



live cartridges were recovered. Accordingly, a seizure-list was prepared.

It has been submitted by the learned counsel for the petitioner that she is innocent, bears no criminal history and no overt act has been alleged to have been committed by the petitioner. He submits that the petitioner is in custody for nearly six months and charge-sheet has already been submitted.

However, learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Vaishali at Hajipur, in connection with Lalganj P.S. Case No. 305/17, subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

Rajesh/-

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