

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.59004 of 2018

Arising Out of PS.Case No. -80 Year- 2018 Thana -NAGARNAUSA District- NALANDA
(BIHARSHARIFF)

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1. Rinku Devi W/o Anuj Gope, R/o Vill.- Sadu Bigha, P.S.- Nagarnausa,
Distt.- Nalanda. Petitioner/s

Versus

1. The State of Bihar Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Birendra Kumar

For the Opposite Party/s : Mr. Sri Bharat Lal

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CORAM: HONOURABLE JUSTICE SMT. NILU AGRAWAL

ORAL ORDER

2 28-09-2018 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner who is languishing in judicial custody since
13.07.2018 seeks bail in connection with Nagarnausa P.S. Case
No. 80 of 2018 for offences punishable under Sections 25(1-b)a,
26/35 of the Arms Act.

The prosecution case, as lodged by the police personnel
is that on information that accused Anuj Gope has concealed rifle
and cartridges in his house, the police conducted a raid and
apprehended the petitioner along with another co-accused while
co-accused Anuj Gope fled away. From possession of the
petitioner one country made rifle was recovered and from
possession of another co-accused Supriya Kumari 15 live
cartridges were recovered.

It has been submitted by the learned counsel for the



petitioner that she is innocent and has falsely been implicated in this case. He submits that no overt act has been conducted by the petitioner and that she is languishing in judicial custody since nearly 2 and ½ months , bears no criminal antecedent.

However, learned APP for the State opposes the prayer for bail stating therein that the petitioner was caught red handed with the rifle by the police.

Considering the facts and circumstances and the materials on record, let petitioner, above named, be enlarged on bail **on completion of four months in custody** on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Hilsa, Nalanda, in connection with Nagarnausa P.S. Case No. 80 of 2018 subject to the condition that one of the bailors would be a close relative of the petitioner having sufficient immovable property within the jurisdiction of the concerned police station, who will file an affidavit stating his relationship with the petitioner.

(Nilu Agrawal, J)

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