

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.43309 of 2017

Arising Out of PS. Case No.-80 Year-2014 Thana- BEGUSARAI MUFFASIL District-
Begusarai

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Sangita Devi W/o Santosh Rai, R/o Village- Dhabauli, P.S.- Muffasil (Lakho
O.P.), District- Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Binod Kumar

For the Opposite Party/s : Mr. ARBIND KUMAR PANDEY

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 09-03-2018 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner is apprehending her arrest in Muffasil
(Lakho O.P.) P.S. case No.80 of 2014 registered under Sections
342, 307,498A/34 and 302 of the Indian Penal Code, pending in
the court of Chief Judicial Magistrate, Begusarai.

The earlier anticipatory bail of the petitioner was rejected
by order dated 18.05.2015 vide Cr.Misc.No.39631 of 2014
considering the merits of the case.

The present application is the second attempt for
anticipatory bail on behalf of the petitioner on the very same
ground.

It has been submitted that one of the accused has been



acquitted by the court below.

On behalf of the State, it is submitted that the evidence adduced in respect to other co-accused cannot be looked into in case of the petitioner nor such evidence can be used against the petitioner.

Considering the aforesaid facts and circumstances, I am not inclined to grant anticipatory bail to the petitioner as the earlier anticipatory bail of the petitioner has already been rejected on merit. The prayer for anticipatory bail is rejected.

Anyhow if the petitioner surrenders in the court below, same shall be considered on its own merit without being prejudiced by this order. The court below shall look into the fact that the petitioner is a lady while considering the bail application of the petitioner preferably on the same day.

(Sudhir Singh, J)

Narendra/-

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