

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6459 of 2018

Arising Out of PS.Case No. -588 Year- 2017 Thana -NATHNAGAR District- BHAGALPUR

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Guriya Devi wife of Rajesh Kumar, Resident of Village-Ashiqpur Chotiya
Tipu, P.S.-Jamalpur, District-Munger at present R/o Village-Maskan,
P.S.-Nathnagar, District-Bhagalpaur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Bhola Kumar, Advocate.

For the Opposite Party : APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 07-02-2018 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner is in custody since 10.10.2017 in connection with Nathnagar P.S. Case No. 588 of 2017 for the offences alleged under Sections 372/373 of the Indian Penal Code and 9/11 of Child Marriage Prohibition Act.

3. It is submitted that the petitioner has been falsely implicated and in any event the petitioner had no direct role in arranging the marriage. The petitioner has been arrested on mere suspicion without there being material to support the allegation that the informant was a minor.

4. Be that as it may, having regard to the entirety of the facts and circumstances of the case and having regard to the period of custody already suffered since 10.10.2017, let the



petitioner above named be released on bail on furnishing bail bond of Rs.10,000/-(ten thousand) with two sureties of like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Bhagalpur, in connection with Nathnagar P.S. Case No. 588 of 2017, on the following conditions:-

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall remain physically present in court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, her bail bond shall be liable to be cancelled by the learned Court concerned.

(iv) The petitioner shall cooperate with the investigation, if not already concluded, and make herself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(Vikash Jain, J)

Md. Ibrarul/-

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