

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.61813 of 2018 Out of PS. Case No.-60 Year-2018
Thana- PATAHI District- East Champaran

Gayatri Devi, Wife of Rudal Sahani, Resident of Village- Mishra Tola, P.S.
Patahi, District- East Champaran. Petitioner/s

Versus

The State of Bihar Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Iftekhar Mahmood

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 10-12-2018 Heard learned counsels for the petitioner and the

State.

The petitioner is apprehending arrest in a case registered for the offences punishable under Sections 147, 148, 149, 341, 342, 323, 307, 332, 333, 337 and 353 of the IPC and ³/₄ Prevention of Damage to Public Property Act, 1984.

The prosecution case is that Narendra Kumar, S.I. cum S.H.O., Patahi P.S., submitted a written report before the learned 8th A.C.J.M., East Champaran, dated 14.04.2018, is to the effect that on the same day at 02.30 P.M., the informant received some information that Naxalite accused, namely, Rudal Sahani of Patahi P.S. Case No. 191 of 2017 has come to visit his house and whereupon a raid was laid. It is further alleged that the petitioner, being the wife of the Naxalite accused Rudal Sahani, obstructed the police force and pelted stone over them, as a result of which the informant and other police officials received injuries.

It is submitted by the learned counsel for the petitioner that



the petitioner is a lady and has falsely been roped in the present case, since she happens to be wife of the Naxalite accused, Rudal Sahni. It is further submitted that there is no specific accusation against the petitioner. A statement has been made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent.

It is submitted by the learned APP that the petitioner is named in the FIR.

Considering the fact that the accusation is against the mob no specific accusation being made against the petitioner and petitioner being a lady coupled with the statement made in paragraph no.3 of the petition that the petitioners are not having any criminal antecedent, let the above named petitioner be released on provisional anticipatory bail for four months in the event of arrest/surrender before the learned Court below within a period of twelve weeks from today, on furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned **8th A.C.J.M., East Champaran at Motihari** in connection with **Patahi P.S. Case No. 60 of 2018** subject to the condition as laid down under Section 438(2) of the Cr. P.C.

The provisional bail of the petitioner will be



confirmed by the learned Court below after getting report of the
concerned police station about the conduct of the petitioner.

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

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