

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.2428 of 2018

Arising Out of PS.Case No. -45 Year- 2017 Thana -CHANDAN District- BANKA

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1. Babita Kumari, W/o Mantu Kumar Yadav @ Mantu Yadav, Resident of
Village-Habridih, Police Station-Katoria, District-Banka.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajay Mukherjee

For the Opposite Party/s : Mr. Sri Yogendra Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 17-01-2018

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Chandan P.S. Case No.
45 of 2017 instituted for the offence under Sections-420, 468 of the
Indian Penal Code and Section-136(1) of Representation of the People
Act, 1951.

It has been submitted that work of preparation of voters list
was being done by vendor M/S Creative, Banka.

There is allegation that name of this petitioner was inserted
in the voters list of Gram Panchayat Dhanusbar North Ward No. 7
under Sl. No. 665. An enquiry was made by the BDO, Chanan, in
which, allegation was found true and thereafter, the case has been
lodged.

Counsel for the petitioner has submitted that work of
preparation of voters list was being done by vendor M/S Creative,



Banka. The petitioner has no concern with entering the name in the voter list. It has further been submitted that co-accused Anjay Kumar with similar allegation has been granted anticipatory bail by a coordinate bench of this court vide order dated 13-07-2017 Passed in Cr. Misc. No. 32072 of 2017.

In such circumstances, prayer for anticipatory bail is allowed and it is ordered that the petitioner named above in the event of her arrest or surrender in the court below within six weeks from the date of receipt/production of copy of this order, shall be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with in Chandan P.S. Case No. 45 of 2017 to the satisfaction of learned Chief Judicial Magistrate, Banka subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason, will liable to cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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