

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.63181 of 2018

Arising Out of PS. Case No.-83 Year-2017 Thana- VENA District- Nalanda

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Lalti Devi, Wife of Guru Charan Lal Resident of Village- Sabalpur, P.S. Kachi
Dargah, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Kishor Prasad, Advocate
For the Opposite Party/s : Mr. Shailendra Kumar -1

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 11-12-2018 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Ben P.S. Case No.83 of 2017 for the offence registered
under Sections 366A/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that though
the alleged occurrence is of 15.6.2017 and F.I.R. in connection
with the present case was lodged on 28.7.2017. Learned counsel
for the petitioner submits that she was not named in the F.I.R.,
but subsequently, in the statement made on 1.8.2017 under
Section 164 Cr.P.C., the name of the victim has surfaced as a
result of which the petitioner is apprehending her arrest.
Learned counsel further submits that the entire statement is an
after thought and the statement is tutored and, therefore,



petitioner may be extended the privilege of bail. No plausible explanation has been offered by the informant for the delay in filing the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of his arrest/surrender before the learned court below within a period of four weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of A.C.J.M. - III Biharsharif (Nalanda) in connection with Ben P.S. Case No.83 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjana Mishra, J)

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