

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.12190 of 2018

Arising Out of PS.Case No. -153 Year- 2017 Thana -MAHILA P.S District- SUPAUL

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1. Rapho Khatoon W/o Najan Safi, R/o Village- Rampur, P.S.- Chhatapur,
District- Supaul.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Chandra Bhushan Das

For the Opposite Party/s : Mr. Sri Uday Pratap Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 05-04-2018 Heard the parties.

The petitioner is apprehending his arrest in connection with Mahila P.S.Supaul Case No.153 of 2017/POCSO 27 of 2017 , registered for offences punishable under Sections 376, 506 and 313 of the Indian Penal Code.

Allegation against the petitioner as per FIR is of commission of rape against the petitioner in connivance with the other accused persons in getting her pregnancy miscarriage.

Submission of the learned counsel for the petitioner is that she has been falsely implicated in this case and the main allegation is against other accused persons. The petitioner is a lady.

Heard learned A.P.P. also.

Having heard both sides and in view of the facts and



circumstances, as stated above, let the petitioner, above named, in the event of arrest or surrender before the court below within a period of six weeks from the date of order, be released on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned A.D.J. 1st, Supaul in connection with Mahila P.S.Supaul Case No.153 of 2017/POCSO 27 of 2017, subject to condition as laid down under Section 438 (2) of the Code of Criminal Procedure.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the investigation of the case and make herself available as and when required by the Police, otherwise, the prosecution is free to move for cancellation of her bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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