

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5627 of 2019

Arising Out of PS. Case No.-170 Year-2016 Thana- KOCHAS District- Rohtas

Shanti Kumari @ Shanti Devi, aged about 25 years, Gender-Female, D/o-
Late Bansh Narayan Sah, Resident of Mohalla- Gandhi Nagar, Ward No. 5,
P.S.- Kochas, District- Rohtas.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Singh

For the Opposite Party/s : Mr. Chandra Bhushan Prasad

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR SINGH
ORAL ORDER

2 01-02-2019 Heard learned Counsels for the petitioner and learned
APP for the State.

The petitioner is apprehending arrest in a case registered
for the offences punishable under Sections 8(C), 20(B), 22,
27(A) of the N.D.P.S. Act.

The prosecution case as per the self statement of SI Satish
Kumar, SHO, Kochas Police Station recorded on 08.12.2016 at
07.30 P.M., at house of Pradeep Kumar is to the effect that he
received a secret information that Pradeep Kumar in association
with his brother, Santosh Sah is involved in the sale of illicit
liquor. Consequently, raid was laid and from the house of
Pradeep Kumar, 7 K.g., ganja was recovered, leading to the
registration of FIR against co-accused Pradeep Kumar and



Santosh Sah. It is further alleged that during investigation, the name of the petitioner sprang up, who is married sister of co-accused Pradeep Kumar, which gets reflected from the impugned order.

It is submitted by learned counsel for the petitioner that admittedly, as per FIR the case is made out against the co-accused Pradeep Kumar and Santosh Sah and the petitioner has been maliciously roped in the present case. It is further submitted that similarly situated co-accused Dharmendra Sah, who is brother of the petitioner has been granted privilege of anticipatory bail by a Co-ordinate Bench of this Court vide order dated 11.12.2018 passed in Cr. Misc. No. 53624 of 2018

It is submitted by learned APP for the State that the name of the petitioner sprang up during investigation.

Considering the fact that the FIR suggests specific accusation is against co-accused Pradeep Kumar and Santosh Sah and the petitioner being a lady, coupled with statement made in paragraph no.3 of the petition that the petitioner is not having any criminal antecedent, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of Rs.10,000/- (ten



thousand) with two sureties of the like amount each to the satisfaction of the learned **Sessions Judge-cum-Special Judge, N.D.P.S., Rohtas at Sasaram** in connection with **Kochas P.S. Case No.170 of 2016**, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Dinesh Kumar Singh, J)

Deepak/Rahul/-

U		T	
---	--	---	--

