

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13450 of 2019

Arising Out of PS. Case No.-564 Year-2018 Thana- MOHANIYA District- Kaimur (Bhabua)

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Kanti Devi, wife of Raghubar Bind, Resident of Village - Rasulpur-
Karamahari, Ward no 1, P.S.- Mohania, Distt.- Kaimur at Bhabua.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Tribhuwan Narayan

For the Opposite Party/s : Mr.Madhuri Lata

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

2 06-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 341, 323, 307, 34 of the Indian Penal Code
registered in connection with Mohania P.S. Case No. 564 of 2018,
G.R. No.2372 of 2018.

3. It is submitted that the petitioner has been falsely
implicated and no specific accusation of assault has been attributed
to her. The parties are agnates and the occurrence resulted from a
petty dispute. The injury is simple in nature. The petitioner is a
lady and claims clean antecedent.

4. Be that as it may, in the event of the petitioner's arrest
or surrender before the court below within six weeks from the date
of communication of this order, let the above named petitioner be
released on provisional bail on furnishing bail bond of Rs.10,000/-
(ten thousand) with two sureties of like amount each to the



satisfaction of learned Chief Judicial Magistrate, Kaimur, Bhabua in connection with Mohania P.S. Case No. 564 of 2018, G.R. No.2372 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions:

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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