

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.63414 of 2019**

Arising Out of PS. Case No.-4 Year-2019 Thana- KURTHA District- Jehanabad

TABASSUM ARA Wife of Aathif Hussain @ Munna Resident of Motipur,  
P.S.- Kurtha, District- Arwal.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

|                      |   |                        |
|----------------------|---|------------------------|
| For the Petitioner/s | : | Mrs.Anita Kumari Singh |
| For the State        | : | Mr. J.K.Singh          |

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**  
**ORAL ORDER**

2      21-10-2019                      Heard learned counsel for the petitioner and learned  
APP for the State.

2. The petitioner apprehends his arrest for the offences  
alleged under Sections 406, 420 and 506 of the Indian Penal  
Code, registered in connection with Kurtha P.S.Case No. 04 of  
2019.

3. It is submitted that the petitioner has been falsely  
implicated on the accusation of having received a sum of Rs.  
4,75,000/- from the informant for sale of land bearing Khata  
No.67, Plot No.294 at Motipur market belonging to her husband  
Aathif Hussain @ Munna. It is submitted that the said co-  
accused Aathif Hussain @ Munna has been granted anticipatory  
bail by this Court in Cr. Misc. No. 64059 of 2019. In any event,



the petitioner expresses her readiness to refund the entire amount of Rs.4,75,000/- to the informant within six weeks by way of a cheque.

4. Be that as it may, in the event of petitioner's arrest or surrender within six weeks hereof, let the above named petitioner be released on provisional bail on furnishing bail bond of Rs. 10,000/-(ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Arwal in connection with Kurtha P.S.Case No. 04 of 2019, 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 co-operate with the investigation, if not already concluded, and make herself 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 be well represented in court on each and every date during trial, except as and when



directed by the learned court below to be physically present and in the event of failure on two consecutive dates without sufficient reason, her bail bond shall be liable to be cancelled by the learned Court concerned.

5. The provisional bail granted to the petitioner shall be confirmed by the learned court below, if the petitioner deposits the aforesaid amount of Rs. 4,75,000/- by way of cheque before the learned court below within a further period of six weeks after furnishing bail bond for being handed over to the informant. If the petitioner fails to deposit the aforesaid amount by way of cheque within the period stipulated, her bail bond shall stand automatically cancelled.

**(Vikash Jain, J)**

HR/-

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