

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.4767 of 2020

Arising Out of PS. Case No.-44 Year-2019 Thana- MAHILA P.S. District- Kishanganj

Hina @ Hina Khatoon Wife of Md. Chand Resident of Village - Bishanpur,
P.S.- Bishanpur, P.O.- Kochadhaman, District- Kishanganj

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sudhanshu Kumar Lal, Advocate

For the Opposite Party/s : Mr. Gulnar Begum, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR UPADHYAY
ORAL ORDER

6 04-11-2020 Heard learned counsel for the petitioner and learned
counsel for the State.

Petitioner is apprehending arrest in connection with
Kishanganj Mahila P.S.Case No.44 of 2019 for the offence
under Sections 341, 342, 370, 376, 120(B) of the Indian Penal
Code and Sections 3, 4, 5,6,7, of the Immoral Traffic Act &
Section 4 of POCSO Act.

Learned counsel for the petitioner relied upon the
statement of Pinki Khatoon (Annexure-2) under Section 164 of
the Cr.P.C. to contend that the allegation against the petitioner
is false.

Considering the submission advanced by Mr. Lal, this
case is disposed of with a direction to the petitioner to surrender
in the court below and rely upon the statement of the victim
recorded under section 164 of the Cr.P.C. on filing application



for regular bail.

The court below shall consider the case of the petitioner in the light of Annexure-2, i.e., the statement of Pinki Khatoon under Section 164 of the Cr.P.C. and pass appropriate orders on its own merit without being prejudiced by the disposal of this case.

The application shall be disposed of on the same day.

(Anil Kumar Upadhyay, J)

B.Kr./-Saif

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