

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.69657 of 2019

Arising Out of PS. Case No.-546 Year-2018 Thana- RUNISAIDPUR District- Sitamarhi

REKHA KUMARI D/o Sudershan Jha, Wife of Vinod Mishra Resident of
Village - Tara Jiwar, P.S.- Hathaudi, Distt - Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Mrityunjay Kumar, Adv.

For the Opposite Party/s : Mr.Ajay Mishra, APP

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

7 12-10-2020 Heard learned counsel appearing for petitioner as well as
learned Additional Public Prosecutor appearing for the State through
video conferencing.

Petitioner apprehends her arrest in connection with
Runni Saidpur P.S. Case No.546/2018 registered for the offences
punishable under Sections 467, 468, 471, 420, 120B/34 of the IPC.

Petitioner happens to be a teacher and the accusation
against her is that at the time of appointment, she produced forged
document, however learned counsel of the petitioner points out that
during verification of the document, the same were found genuine
and the aforesaid facts is evident from the annexures annexed to the
petition. He also drew my attention towards para-62 of the case diary
in which the investigating officer, namely, ASI Birbal Prasad has
mentioned that the offence is not being established against the
petitioner. However, para-45 of the case diary goes to show that



Superintendent of police found the case true against the petitioner. It surprising enough that even after issuance of supervision note by Superintendent of Police, the concerned investigating officer gave his opinion contrary to the supervision note of Superintendent of Police.

Considering the aforesaid facts as well as submissions of the parties, let petitioners, in the event of their arrest/surrender within six weeks from the date of receipt of this order to the Court concerned, shall be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) within two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi or his successor in connection with Runni Saidpur P.S. Case No.546/2018, subject to conditions as laid down under Section 438(2) of the Cr.P.C.

Let a copy of this order be sent to Superintendent of Police, Sitamarhi for needful.

(Hemant Kumar Srivastava, J)

Prakash Narayan /-

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