

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.79892 of 2019**

Arising Out of PS. Case No.-364 Year-2019 Thana- BUDDHACOLONY District- Patna

NUTAN KUMARI Wife of Shivendra Shankar Resident of New Bigrahpur,  
Near Bus Stand, P.S.- Jakkanpur, District- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Lakshmi Kant Sharma

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

4      08-09-2020                      Due to COVID-19 Pandemic, the matter is being  
taken up by way of virtual Court proceeding.

The matter has been listed under the heading ‘For  
Orders’ under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner, learned APP  
for the State and learned counsel for the informant.

The petitioner is apprehending her arrest in a case  
registered under Section 323, 506 of the Indian Penal Code and  
Sections 8, 12 of the Prevention of Children from Sexual  
Offences Act, 2012.

Prosecution case, in short, is that the petitioner took  
the informant’s son in her chamber and molested his chick and  
chest, unclothed him and also caught his private part and she  
was committing such sexual harassment with her son for last  
two months.



It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. After investigation the police has submitted final form and the same is pending in the court below.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the F.I.R.

Considering the fact that the police has found the case to be false, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of eight weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1<sup>st</sup> Additional Sessions Judge, Patna in connection with Budha Colony P.S. case No.364 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

Narendra/-

**(Sudhir Singh, J)**

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