

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.85337 of 2019

Arising Out of PS. Case No.-1845 Year-2019 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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SHAMA THAKUR W/o Sri Ramadya Thakur Resident of Village - Rahul Nagar, Brahmpura, S.R.T. Public School, P.S.- Brahmpura, Distt.- Muzaffarpur. At Present Flat no.662, 7th MainRoad, I.T.I Lay Aat Bengaluru.78.

... .. Petitioner/s

Versus

1. The State of Bihar
2. Ramadya Thakur Son of Late Ramchitwan Thakur Resident of Village - Rahul Nagar, Brahmpura, S.R.T. Public School, P.S.- Brahmpura, Dist.- Muzaffarpur.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Mr. Rama Kant Sharma, Sr. Adv.
Mr. Lakshmi Kant Sharma

For the Opposite Party/s : Mr.Rajiv Nayan

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 17-02-2020 This application has been filed for cancellation of the anticipatory bail granted to the O.P.no.2 vide order dated 7.11.2019 by the Ist Addl. Sessions Judge, Muzaffarpur in ABP No.3151 of 2019 arising out of Complaint Case No.1845 of 2019 under Section 498(A) of the IPC.

Grounds for cancellation of the bail is that only because O.P.no.2 is aged about 82 years, he has been granted anticipatory bail whereas the petitioner is also aged about 70 years and she has been thrown outside and not providing any amenities and facilities as such she has come come for



cancellation of anticipatory bail granted to the O.P.no.2.

Heard learned APP and perused the impugned, from which it appears that the petitioner is aged about 82 years and he has retired as the Principal of a Government Engineering College and considering the same, the learned court below has granted anticipatory bail to him. There is no allegation of misuse of the privilege of the bail or tampering with the evidence.

In view of the discussions made above I am not inclined to interfere with the order granting anticipatory bail to the O.P.no.2. According, this application is dismissed.

(Vinod Kumar Sinha, J)

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