

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.13633 of 2022

Arising Out of PS. Case No.-329 Year-2021 Thana- RIGA District- Sitamarhi

BABITA DEVI W/o Satish Raut Resident of Village- Bulakipur, P.S.- Riga,
District- Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ritesh Kumar Narain Singh

For the Opposite Party/s : Mr.Narendra Kumar Singh

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 04-08-2022 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner apprehends her arrest in connection with
Riga P.S. Case No.329 of 2021, registered for the offences
punishable under Sections 363, 366(A) and 34 of the Indian Penal
Code.

The petitioner and other co-accused persons are said to
have kidnapped the daughter of the informant.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in the
present case. It is further submitted that the petitioner has got no
criminal antecedent as stated in paragraph-3 of the bail
application. It is submitted that from perusal of the impugned
order, it transpires that the victim is major. It is submitted that on
the date of occurrence, the age of the victim was 19 years, 7



months and 15 days. According to SLC certificate, the date of birth of the victim is 03.02.2002. It is further submitted that the statement of the victim was recorded under Section 164 Cr.P.C. in which she stated that she had left her house and reached at Delhi with Krishna Kumar on her own will. She has further stated that her brother always tortured her, as such, she left her house with Krishna Kumar. On 28.12.2021, she solemnized marriage with Krishna Kumar.

Learned APP for the State opposed the prayer for anticipatory bail of the petitioner.

Taking into consideration the facts aforesaid, let petitioner, above named, in the event of her arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bond of Rs.25,000/- (rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of learned Additional District & Sessions Judge-VI, Sitamarhi in connection with Riga P.S. Case No.329 of 2021, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Anjani Kumar Sharan, J.)

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