

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.50125 of 2021

Arising Out of PS. Case No.-407 Year-2020 Thana- JAKKANPUR District- Patna

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APTA DEVI @ JASMATI DEVI W/o LATE SURESH PASWAN R/o
MOHALLA-R. BLOCK ROAD No. 10, POST-GPO, P.S-SACHIWALAYA,
DISTRICT-PATNA.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Manish Kumar No2, Advocate
For the Opposite Party/s : Mr.Manoj Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 06-05-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to remove
the defects within four weeks of resumption of normal court
proceedings. In the eventuality of non-removal of defects
within stipulated period, office will place the matter before the
Bench.

The petitioner apprehends her arrest in connection with
Jakkanpur P.S. Case No.407 of 2020, registered for the offence
punishable under Sections 147, 148, 149, 323, 341, 342, 307,
353, 332 and 333 of the Indian Penal Code and section 27 of
the Arms Act.

Allegedly, the petitioner and other accused persons have



pelted stones on the police party when they were on duty and had went to the slum for conducting raid against some liquor seller. It is also alleged that they have forcibly kept the A.S.I. in the house of one of the seller.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and has committed no offence. She have been falsely implicated in this case due to oblique reasons. Petitioner is not named in the F.I.R. No such occurrence, in the manner as alleged, has ever taken place. Petitioner neither participated in the alleged occurrence nor was present at the place of occurrence. There is no specific overt act against the petitioner rather the allegations are general and omnibus in nature. Petitioner has one criminal antecedent.

Learned APP for the State opposed the prayer for anticipatory bail and submits that there is specific allegation against the petitioner and others to have assaulted the police official and to confine him in their house.

Having regard to the facts and circumstances of the case, since there is specific allegation against the petitioner, I am not inclined to enlarge her on anticipatory bail. The prayer for bail to the petitioner named above is rejected.



The bail application is accordingly dismissed.

However, petitioner is directed to surrender before the learned Court below and seek regular bail and the learned Court below would pass the order, preferably, on the same day, in accordance with law.

(Anjani Kumar Sharan, J)

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