

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.46729 of 2022

Arising Out of PS. Case No.-264 Year-2022 Thana- CHHATAUNI District- East Champaran

Medhya Kriti D/O Sudhir Kumar Verma Resident Of Mohalla- Anand Puri
Belbanwa, P.S.- Town District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Sumeet Kumar Singh

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

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 06-12-2022 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

Learned counsel for the petitioner undertakes to
remove the defects, if any, within three weeks.

The petitioner is apprehending her arrest in a case
registered for the offence punishable under Sections 419, 420 of
the Indian Penal Code and Section 10 of Bihar Conduct of
Examination Act.

As per FIR, allegation against the petitioner is that
instead of petitioner, some other person namely Chhoti Kumari
was writing the examination.

Learned counsel for the petitioner submits that the
petitioner is innocent and has been falsely implicated in this
case. He submits that the co-accused Chhoti Kumari has already
been granted bail by the learned court below itself. Learned



counsel for the petitioner has also relied upon the judgment of the Hon'ble Apex Court in the case of Sheila Sebastian Vs. R. Jawaharaj and another reported in (2018) 7 SCC 581. He submits that petitioner is a girl and an aspiring student having no criminal antecedent.

Learned APP for the State opposes the prayer for bail.

Considering the facts and circumstances of the case, I am not inclined to enlarge the petitioner on bail. Accordingly, her prayer for anticipatory bail is rejected in connection with Chatauni P.S. Case No. 264 of 2022.

However, if the petitioner surrenders before the learned court below within a period of six weeks from today and prays for regular bail, the same shall be considered by the learned court below on the same day without being prejudiced by this order considering the fact that the petitioner is the unmarried girl.

(Anjani Kumar Sharan, J)

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