

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.57738 of 2022

Arising Out of PS. Case No.-446 Year-2021 Thana- ALOULI District- Khagaria

Sita Devi Wife of Madan Yadav Resident of Village- Hathwan, P.S.- Alauli,
District- Khagaria

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance:

For the Petitioner : Mr. Viveka Nandsingh, Advocate
For the Opposite Party : Mr. Pradeep Narain Kumar, A.P.P.

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 20-12-2022 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends her arrest in a case registered
for the offence punishable under sections 366(A), 506/34 of the
Indian Penal Code.

Allegedly, the petitioner along with other accused persons
kidnapped the daughter of the informant and threatened to kill
the informant and his family members.

It is submitted by learned counsel for the petitioner that
petitioner has been falsely implicated in this case. Petitioner has
no criminal antecedent. Petitioner is the mother of the co-
accused, namely, Jitendra Kumar @ Jilajit Kumar. Learned
counsel further submits that in the statement of the victim
recorded under section 164 of the Cr. P.C., she has not taken the
name of the petitioner. She married the co-accused Jitendra



Kumar out of her own sweet will.

Learned APP for the State vehemently opposed the prayer for anticipatory bail.

Having regard to the facts and circumstances of the case, as there is no specific overt act against the petitioner, let the above named petitioner be released on bail, in the event of her arrest or surrender before the learned court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Alauli P.S. Case No. 446 of 2021, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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