

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70995 of 2021

Arising Out of PS. Case No.-598 Year-2021 Thana- SITAMARHI District- Sitamarhi

PINKI KHATOON Daughter of Mohammad Alauddin Resident of Village-
Bhartiya Nagar, Ward No.26, Police Station- Saharsa, District- Saharsa.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr.Anant Kumar Mishra, Advocate
For the Informant	:	None
For the Opposite Party/s	:	Mr.Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

2 21-04-2022 Heard learned counsel for the petitioner, learned APP
for the State, and no one has appeared for the informant.

The petitioner seeks bail in a case registered for the offences under Sections 363, 365, 366A, 370, 370A, 372, 373, 376, 120B and 34 of the Indian Penal Code read with Sections 3, 4, 5 and 6 of the Immoral Traffic Act, Sections 4 and 6 of the POCSO Act and Sections 75 and 79 of the Juvenile Justice (Care & Protection of Children) Act.

Learned counsel for the petitioner submits that the petitioner is in custody since 30.07.2021, charge-sheet has been submitted in the case, is a person with clean antecedent and is a woman.

Learned counsel for the petitioner submits that the



informant alleges that the petitioner along with other accused persons is entrenched in flesh trade and for that purposes, minor girls have been kidnapped from different areas of Bihar and other parts of the country. Further it is alleged that from the house of Meena Khatoon and other accused persons, several minor victims were recovered who disclosed that the accused persons forcefully made them indulge in flesh trade.

Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the present case and in the F.I.R it is alleged that from the house of the petitioner one minor victim girl 'X' was recovered along with some objectionable materials. It is further submitted that the minor girl in her statement recorded under Section 164 of the Cr.P.C. has not taken the name of the petitioner.

Learned counsel for the petitioner further submits that co-accused Meena Khatoon and Heena Khatton have been granted bail by order dated 15.02.2022 in Cr. Misc. No. 53852 of 2021, Nafisa Khatoon has been granted bail by order dated 23.03.2022 in Cr. Misc. No. 62262 of 2021, with a condition that petitioner will be released after framing of charge, Umesh Rai has been granted bail by order dated 15.02.2022 in Cr. Misc. No. 53900 of 2021 and Md. Yusuf has been granted bail by



order dated 22.02.2022 in Cr. Misc. No. 54829 of 2021. Learned counsel further submits that all the co-accused have been granted bail without condition, except Nafisa Khatoon in view of the nature of allegation as alleged against her.

Learned A.P.P. for the State vehemently opposes the prayer for regular bail of the petitioner.

Considering the fact that the petitioner is in custody since 30.07.2021, is a person with clean antecedent, charge-sheet has been submitted, co-accused have been granted bail, is a women and taking into consideration the submissions made by the learned counsel for the petitioner, the petitioner is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Court below where the case is pending in connection with Sitamarhi P.S. Case No. 598 of 2021.

(Satyavrat Verma, J)

Rishi/-

U		T	
---	--	---	--

