

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.20265 of 2023

Arising Out of PS. Case No.-180 Year-2022 Thana- CHIRAIYA District- East Champaran

SHAKUNTALA DEVI Wife of Birendra Singh @ Birendra Prasad Singh
Resident of Village - Senuwariya, P.O.- Misrauliya, P.S.- Chiraiya, District -
East Champaran, Bihar, Pin - 845415.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Nishant Kumar Sinha

For the Opposite Party/s : Ms.Pushpa Sinha

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 24-06-2023 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner apprehends her arrest in connection
with Chiraiya P.S. Case No.180 of 2022 registered under
Sections 363, 366/34 of the Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is innocent and has falsely been implicated in this
case. Similarly situated co-accused has already been granted
anticipatory bail by a coordinate Bench of this Court vide order
dated 02.11.2022 passed in Cr.Misc.No.39299 of 2022
(Annexure 4).

Having considered the fact that similarly situated co-
accused has already been granted anticipatory bail by a



coordinate Bench of this Court (Annexure 4), let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of C.J.M., East Champaran, Motihari in connection with Chiraiya P.S. Case No.180 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C. and with other following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court and shall remain physically present as directed by the Court and on his absence on two consecutive dates without sufficient reason, her bail bond shall be cancelled by the Court below.

(2) If the petitioner tampers with the evidence or the witness, in that case, the prosecution will be at liberty to move for cancellation of bail.

(3) And, further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage, it is found that the petitioner has concealed her criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the



acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Arvind Srivastava, J)

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