

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.63188 of 2022

Arising Out of PS. Case No.-287 Year-2022 Thana- SURSAND District- Sitamarhi

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MUSANI DEVI Wife of Ram Ishwar Mandal Resident of Village - Barahi,
P.S.- Parihar, District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Rajib Ranjan Jha, Adv.

For the Opposite Party/s : Mr.Binod Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 12-01-2023 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner apprehends her arrest in a case registered
for the offence punishable u/s 363, 366(A)/34 of the IPC and
section 8 of the POCSO Act.

The allegation against the petitioner is that she along with
one Munna Mandal have kidnapped the grand daughter of
informant for the purpose of marriage.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent and has committed no offence. She
has been falsely implicated in this case due to dirty village
politics. No such occurrence, in the manner as alleged, has ever
taken place. The allegation leveled against the petitioner is not
specific rather general and omnibus in nature. Only on



suspicion, petitioner was made accused in this case. There is no eye-witness to the alleged occurrence. Petitioner has no criminal antecedent.

Learned APP for the State opposed the prayer for bail and submits that there is direct allegation against the petitioner and till date the victim is traceless.

Having regard to the facts and circumstances of the case, since the victim is traceless, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on her behalf is hereby rejected.

This application is accordingly dismissed.

(Anjani Kumar Sharan, J)

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