

**IN THE HIGH COURT OF JUDICATURE AT PATNA  
CRIMINAL MISCELLANEOUS No.61087 of 2023**

Arising Out of PS. Case No.-51 Year-2023 Thana- KOTWA District- East Champaran

Radhika Devi Wife Of Chandrika Mahato Resident Of Village -  
Bishunpurdih, Police Station - Bhopatpur O.P., District - East Champaran, At  
Present Resident Of Village - Jasauli Jamuniya, P.S. - Kotwa, District - East  
Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

**Appearance :**

For the Petitioner : Mr. Karandeep Kumar, Advocate  
For the Opposite Party : Mr. Dinesh Singh, A.P.P.

**CORAM: HONOURABLE MR. JUSTICE KHATIM REZA**  
ORAL ORDER

**2      11-10-2023**                      Heard learned counsel for the petitioner and learned  
A.P.P. for the State.

**2.** The petitioner apprehends arrest in connection with  
Kotwa P.S. Case No. 51 of 2023 instituted for the offence  
punishable under Sections 147, 148, 149, 341, 323, 324, 307,  
332, 333, 337, 338, 427, 353, 504 and 506 of the Indian Penal  
Code.

**3.** The case of prosecution, in short, is that a person in  
an intoxicated condition was apprehended when accused  
persons including 50-60 unknown persons came and assaulted  
the police party and damaged vehicle and the apprehended  
accused fled.

**4.** Learned counsel for the petitioner submits that the  
petitioner is innocent and she has falsely been implicated in this



case. It is submitted that the petitioner is an advanced aged lady. From the perusal of the First Information Report, it appears that the allegation against the petitioner is general and omnibus. It is further submitted that other six similarly situated co-accused have been granted bail by a co-ordinate Bench of this Court *vide* a common order dated 01.08.2023 passed in Cr. Misc. No. 38081 of 2023. Lastly, it has been submitted that she has no criminal antecedents.

5. Learned A.P.P. has opposed the prayer for bail of the petitioner.

6. Having considered the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest / surrender of the petitioner within a period of six weeks from today, in connection with Kotwa P.S. Case No. 51 of 2023, he shall be released on anticipatory bail upon furnishing bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, East Champaran at Motihari, subject to condition as laid down under Section 438(2) of the Cr.P.C.

**(Khatim Reza, J)**

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