

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67143 of 2022

Arising Out of PS. Case No.-142 Year-2022 Thana- KOTWALI District- Patna

NASIMA @ NASIMIYAN KHATOON Wife of Md. Halim @ Langda @ Md
Alim Resident of Village - Kamla Nehru Nagar, P.S.- Kotwali, Dist.- Patna.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Anuj Kumar

For the Opposite Party/s : Mr. Nagendra Prasad

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 19-01-2023 Heard learned counsel for the petitioner as well as learned
APP for the State.

The petitioner apprehends her arrest in a case registered
for the offence punishable under Sections 498(A), 302/34 of the
Indian Penal Code.

Allegedly, the sister of the informant was married with
co-accused Md. Zakir Hussain. It is alleged that since last one
year his sister was living in her paternal house as her husband
was having illicit relation with the petitioner. It is further alleged
that on 11.03.2022, co-accused Md. Zakir Hussain came and
took away his sister to her matrimonial house and on
21.03.2022, the informant got information that his sister has
been killed due to aforesaid old dispute. The allegation against
the petitioner is that she alongwith the husband of the deceased



are responsible for the death of informant's sister.

It is submitted by learned counsel for the petitioner that petitioner is quite innocent and have committed no offence. She has been falsely implicated in this case. No such occurrence, in the manner as alleged, has ever taken place. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. He submits that the allegation that the petitioner has illicit relation with the husband of the deceased is completely baseless and false. The informant is not an eye-witness to the occurrence. He further submits that the husband of the deceased is already in judicial custody. Petitioner has no criminal antecedent, which is also mentioned in para-3 of the bail application.

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

Having regard to the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his/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 Kotwali P.S. Case No.142 of 2022, subject to
the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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