

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.77731 of 2023

Arising Out of PS. Case No.-335 Year-2023 Thana- RAJIVNAGAR District- Patna

NEELAM CHOUDHARY WIFE OF LATE SUNIL KUMAR CHOUDHARY
RESIDENT OF 501, R.K.M. REGENCY RAMNAGARI, SECTOR 3, P.S. -
RAJEEV NAGAR ASHIANA NAGAR, PATNA -25

... .. Petitioner/s

Versus

THE STATE OF BIHAR BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Md. Shahnawaz Ali
For the Opposite Party/s:	Mr. Rajendra Nath Jha
	Mr. Princy Raj

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 07-12-2023 Heard learned counsel for the petitioner, learned coun-
sel for the informant as well as learned APP for the State.

2. The petitioner apprehends her arrest in connection with
Rajeev Nagar P.S. Case No.335 of 2023, registered for the of-
fence punishable under Sections 406, 420, 376, 506 and 34 of
the Indian Penal Code.

3. As per the prosecution case, the petitioner assisted her
son in sexually abusing the informant multiple times. It is al-
leged that the petitioner took Rs.14 lacs on the pretext of mar-
riage but only returned Rs.4 lacs. It is also alleged that the son
of the petitioner had also taken jewellery from the informant.
The petitioner and her son are alleged to have threatened the in-
formant, her mother and her brother for dire consequences.



4. It is submitted by learned counsel for the petitioner that petitioner is quite innocent and have committed no offence. He 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. There is no specific overt act against the petitioner and the specific allegation is against the co-accused Alok Kumar. Petitioner has no criminal antecedent, which is also mentioned in para-3 of the bail application.

5. Learned APP for the State as well as learned counsel for the informant opposed the prayer for anticipatory bail. It is submitted by the learned counsel for the informant that the petitioner is also involved in the present case which is clear from the FIR itself. He further submits that the victim had informed the petitioner about the incident but still she did not took any step regarding that.

6. Having regard to the facts and circumstances of the case as well as considering the nature of allegation, I am not inclined to enlarge the petitioner on bail. The prayer for grant of anticipatory bail on his behalf is hereby rejected.

7. This application is, accordingly, dismissed.

8. However, if the petitioner surrenders before the learned



Court below within a period of six weeks from today and seek
for regular bail, the learned Court below shall pass the order on
the same day in accordance with law.

(Anjani Kumar Sharan, J)

shikha/-

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

