

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.5478 of 2024

Arising Out of PS. Case No.-336 Year-2022 Thana- DARAUNDA District- Siwan

Durga Devi W/O Madan Ram Village- Ramgarha, Tola Gorauli, Ps.
Daraunda, Dist. Siwan.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Sharda Nand Mishra, Advocate
	Mr. Rajiv Ranjan, Advocate
	Mr. Bishwanath Mahto, Advocate
For the Opposite Party/s :	Mr. Satyendra Narayan Singh, APP

CORAM: HONOURABLE MR. JUSTICE KHATIM REZA
ORAL ORDER

2 17-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends arrest in connection with
Daraunda P.S. Case No. 336 of 2022 dated 13.12.2022,
instituted for the offence punishable under Sections 363, 366(A)
and 34 of the Indian Penal Code.

3. The prosecution case, in short, is that on
27.08.2022 at about 04:00 am, when the daughter of informant
went for call of nature then the petitioner along with one co-
accused kidnapped her for the purpose of marriage.

4. Learned counsel for the petitioner submits that the
petitioner is innocent and she has been falsely implicated in this
case due to land dispute between the parties. It is further



submitted that specific allegation is against Babli Kumar and petitioner being his mother has falsely been made accused in this case. It is next submitted that the occurrence took place on 27.08.2022 but the F.I.R. was lodged on 13.12.2022 without any cogent explanation of delay in lodging the F.I.R., which creates suspicion in the prosecution's case. Lastly, it has been submitted that the petitioner 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 Daraunda P.S. Case No. 336 of 2022, she 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 J.M. 1st Class Siwan, subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Khatim Reza, J)

Sankalp/-

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