

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49943 of 2024

Arising Out of PS. Case No.-194 Year-2021 Thana- TAJPUR District- Samastipur

ASHA DEVI W/O SURESH SINGH R/O SAHDULLAPUR WARD NO. 6,
CHANDAN PATTI, P.S- SAKARA, DISTT.- MUZAFFARPUR.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Amar Kumar Singh, Adv.

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

CORAM: HONOURABLE MR. JUSTICE DR. ANSHUMAN
ORAL ORDER

3 06-09-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner seeks regular bail in connection with
S.Tr. No.392 of 2023, arising out of Tajpur P.S. Case No. 194 of
2021 lodged under Sections 395, 412 and 120B of the I.P.C.

3. Learned counsel for the petitioner submits that the
bail application of the petitioner has earlier been rejected vide
order dated 19.04.2024 passed in Cr. Misc. No.31097 of 2023 in
which liberty was granted to her to renew her prayer for bail
three months after framing of charge.

4. Learned counsel for the petitioner further submits
that the charge has already been framed in this case on
05.10.2023 and three months have been lapsed.

5. Counsel for the petitioner submits that nothing has



been recovered from the petitioner's possession. He further submits that the petitioner's antecedent is not clean. There are two criminal cases pending against her in which she is on bail in both cases.

6. Learned counsel for the State opposes the prayer for bail.

7. In the present facts and circumstances of this case and the submissions made above, let the petitioner above named, be granted bail **on being satisfied by the trial court that the petitioner is not absconding in any cases i.e., (i) Hajipur Town P.S. Case No.458 of 2021 (ii) Samastipur Muffasil P.S. Case No.191 of 2021 which are pending against her**, on furnishing bail bonds of Rs. 30,000/- (Rupees Thirty Thousand Only) with two sureties of the like amount each to the satisfaction of learned District and Sessions Judge, Samastipur in connection with S.Tr. No.392 of 2023, arising out of Tajpur P.S. Case No. 194 of 2021, subject to the conditions as laid down under Section 437(3) of Cr.P.C. with other following conditions:

(i) one of the bailor should be the family member of the petitioner who shall provide official document to show her *bona fide*;



(ii) the petitioner shall appear on each and every date before the Trial Court and failure to do so for two consecutive dates without plausible reason will entail cancellation of her bail bonds by the Trial Court itself;

(iii) the petitioner shall appear before the concerned police station every month for one year to mark attendance;

(iv) the petitioner shall in no way try to induce or promise or threat the witnesses or tamper with the evidence, failing which the State shall be at liberty to take steps for cancellation of the bail bonds; and

(v) the petitioner shall desist from committing any criminal offence again, failing which the State shall be at liberty to take steps for cancellation of the bail bonds.

8. With this observation, the bail application stands allowed.

(Dr. Anshuman, J.)

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