

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.62826 of 2024

Arising Out of PS. Case No.-198 Year-2024 Thana- BUDDHACOLONY District- Patna

Neha Kumari @ Neha Choudhary D/o Vishwanath Choudhary R/o Jakkanpur
Purani, P.O.- G.P.O., P.S.- Jakkanpur, District- Patna (Bihar) 800001

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ravi Ranjan Dixit, Advocate

Ms. Surabhi Suman, Advocate

For the Opposite Party/s : Mr. Aditya Narayan Singh.1, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

3 26-10-2024 Heard learned counsel for the petitioner, learned
APP for the State and perused the case diary.

2. The petitioner seeks bail in Budha Colonyy P.S.
Case No. 198 of 2024, instituted for the offences punishable
under Sections 302/34 of the Indian Penal Code and Section 27
of the Arms Act.

3. The prosecution case, in short, is that, the informant
received information that his uncle was shot dead by co-accused
Randhir Rai. On receiving this information he went to the place
of occurrence and came to know that two unknown miscreants
have shot dead the uncle of the informant. It is further alleged
that at the time of incident co-accused Randhir Rai was seen
near the spot.



4. Learned counsel for the petitioner submits that the petitioner is innocent and has falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioner. Learned counsel for the petitioner also submits that the petitioner is a lady, she is not named in the FIR and was not present at the place of occurrence. It is further submitted that no specific allegation has been attributed against the petitioner. The allegation levelled against the petitioner is general and omnibus in nature. It is alleged that co-accused Randhir Rai along with the petitioner hatched a conspiracy with the help of others to give rise to this occurrence. The petitioner is in custody since 11.04.2024 and has got no criminal antecedent.

5. Learned APP for the State has vehemently opposed the prayer for grant of bail to the petitioner.

6. Considering the aforesaid facts and circumstances of the case and taking into account the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Let the petitioner be released on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Court



below/concerned Court in connection with Budha Colonyy P.S.
Case No. 198 of 2024, subject to the following conditions:

- (I) One of the bailors shall be own/close member of the family of the petitioner.
- (II) The petitioner shall appear on each and every date fixed at the trial. In case of default in such appearance on two consecutive dates, the Trial Court will have liberty to cancel the bail bonds of the petitioner.

(Rudra Prakash Mishra, J)

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