

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74651 of 2024

Arising Out of PS. Case No.-78 Year-2024 Thana- BHAIKAVSHTHAN District- Madhubani

Asha Devi W/o Bihari Mukhiya @ Bihari Paswan R/o Village- Goth
Narahiya, P.S.- Narahiya O.P., District- Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Jitendra Bharti, Advocate
For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

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

ORAL ORDER

2 22-10-2024 Learned counsel for the petitioner is permitted to
make necessary corrections in the provision portion of the
present bail application.

2. Heard learned counsel for the petitioner and learned
APP for the State.

3. The petitioner seeks bail in connection with
Bhairavsthan P.S. Case No. 78 of 2024, G.R. No. 1210 of 2024
instituted for the offences under Sections 3(v), 303, 317 of the
Bharatiya Nyaya Sanhita, 2023.

4. Prosecution case, in short, is that this petitioner



along with other co-accused persons committed the theft of jewellery at Bindeshwar Temple. It is further alleged that co-accused Leela Devi was caught by the devotees and one Hanumani Locket was recovered from her possession.

5. Learned counsel for the petitioner submitted that the petitioner is a lady and has falsely been implicated in the present case. Petitioner was not apprehended on the spot. The name of the petitioner transpired in this case on the basis of confessional statement of the co-accused Leela Devi. No incriminating article has been recovered from the conscious possession of the petitioner. It has been submitted on behalf of the petitioner that the petitioner is in custody since 05.08.2024 and has no criminal antecedent.

6. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioner.

7. Considering the aforesaid facts and circumstances of the case as also the period of custody undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

8. Let the petitioner be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Bhairavsthan P.S.



Case No. 78 of 2024.

(Rudra Prakash Mishra, J)

Alok Verma/-

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