

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10362 of 2025

Arising Out of PS. Case No.-461 Year-2023 Thana- ROH District- Nawada

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Vimla Devi Son of Sunil Rajvanshi @ Sunil Ram Resident of Village -
Tazpur, P.S. - Roh, District- Nawada

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Krishna Deo Raj, Advocate

For the Opposite Party/s : Mr. Satyendra Prasad, APP

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CORAM: HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA
ORAL ORDER

4 02-05-2025 Heard Mr. Krishna Deo Raj, learned counsel for the

petitioner and Mr. Satyendra Prasad, learned Additional Public

Prosecutor for the State.

2. Petitioner seeks bail who is in custody since
26.05.2024 in connection with Roh P.S. Case No. 461 of 2023 ,
F.I.R. dated 24.12.2023 for the offences punishable under
Sections 302 and 34 of the I.P.C.

3. According to prosecution case, due to land
dispute, the accused persons including the petitioner assaulted
the informant and his family members.

4. Learned counsel for the petitioner submits that
petitioner has clean antecedent and she has falsely been
implicated in the present case. He further submits that it appears
from the FIR that due to admitted land dispute the present



occurrence has been taken place. Although, there is specific allegation against this petitioner in the FIR but the allegation in the FIR does not support by the medical evidence and the police after investigation submitted the charge sheet against the petitioner. He further submits that similarly situated, co-accused, namely, Sujeet Kumar, Madan Rajvanshi and Sunil Rajvanshi have been granted bails by this Court vide order dated 24.07.2024 and 20.09.2024 passed in Cr. Misc. 42290 of 2024, Cr. Misc. No. 40179 of 2024 and Cr. Misc. No. 40422 of 2024 respectively. The petitioner is in custody since 36.05.2024.

5. The learned Additional Public Prosecutor has vehemently opposed the prayer for bail of the petitioner.

6. Considering the aforesaid facts, the petitioner has clean antecedent, allegation as alleged in the FIR does not support by the medical evidence and the other co-accused persons have been granted bail by this Court, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-I, Nawada, in connection with Roh P.S. Case No. 461 of 2023, subject to the following conditions:-

i. Petitioner shall co-operate in the trial and shall be



properly represented on each and every date fixed by the court and shall remain physically present as directed by the court and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.

ii. If the petitioner tampers with the evidence or the witnesses, in that case, the prosecution will be at liberty to move for cancellation of bail.

iii. And further condition that the court below shall verify the criminal antecedent of the petitioner and in case at any stage it is found that the petitioner has concealed his criminal antecedent, the court below shall take step for cancellation of bail bond of the petitioner. However, the acceptance of bail bonds in terms of the above-mentioned order shall not be delayed for purpose of or in the name of verification.

(Rajesh Kumar Verma, J)

Jyoti Kumari/-

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