

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72645 of 2025

Arising Out of PS. Case No.-168 Year-2025 Thana- SURYAPURA District- Rohtas

Sima Devi @ Sima Kumari W/O Pawan Choudhary R/o Village-
Kusumbhara, P.S.- Suryapura, Dist.- Rohtas. Petitioner/s
Versus

The State of Bihar. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Krishna Murari, Advocate

For the Opposite Party/s : Mr.Md. Fahimuddin, APP

CORAM: HONOURABLE MR. JUSTICE CHANDRA SHEKHAR JHA
ORAL ORDER

2 04-11-2025 Heard learned counsel appearing on behalf of the

petitioner and learned APP appearing on behalf of the State.

2. The petitioner seeks bail in connection with

Suryapura P.S. Case No. 168/2025, registered for the offence

under Sections 64, 3(5) of BNS.

3. The accused/petitioner is named in the F.I.R. and is

in custody since 10.07.2025.

4. The allegation against the petitioner is to assist her

husband to commit rape upon the informant while she was alone in

her home on 18.05.2025 at about 4:00 PM. Informant is a

married lady, aged about 20 years.

5. Learned counsel appearing on behalf of the petitioner

submitted that the present occurrence took place in the

background of neighbourhood disputes and differences. It is

submitted that by any prudent imagination, it cannot be gathered

that a wife can assist her husband to commit rape in her presence.



While concluding the argument, it is submitted that investigation of this case is already completed, for which charge-sheet has been submitted, as such, there is no chance of tampering with the evidence and, moreover, petitioner is a lady of clean antecedent.

6. Learned APP opposed the prayer of bail.

7. Considering the aforesaid factual submissions and by taking note of nature of accusation as discussed aforesaid, coupled with the fact that investigation of this case is already completed, where petitioner being a lady of clean antecedent, remains in custody since 10.07.2025, accordingly, petitioner above named, is directed to be released on bail in connection with Suryapura P.S. Case No. 168/2025 on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned District & Additional Sessions Judge, Bikramganj, Rohtas/concerned Court, subject to the conditions as mentioned under Section 437(3) of the Cr.P.C./Section 480(3) of BNSS.

(Chandra Shekhar Jha, J)

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