

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.72651 of 2025

Arising Out of PS. Case No.-145 Year-2021 Thana- BALIGAON District- Vaishali

Nitu Kumari W/O Abhdesb Kumar @ Awdhesh Kumar, D/O- Kishun Singh
R/O Village - Turki, P.S.- Kurhani, District- Muzaffarpur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Manohar Prasad Singh

For the Opposite Party/s : Mr. Arun Kumar Pandey

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA

ORAL ORDER

2 11-02-2026 1. Heard learned counsel for the petitioner and learned

A.P.P. for the State.

2. The petitioner apprehends her arrest in a case registered for the offences punishable under Sections 304(B) and 201/34 of the Indian Penal Code.

3. Learned counsel for the petitioner submits that petitioner is a person with clean antecedent and is a woman and the informant alleges that his daughter was killed by her brother-in-law. It is further submitted that during course of investigation, it transpired that the victim (petitioner herein) was not killed rather she on her own volition eloped with Sunil Kumar @ Sonu Kumar, who is brother of the Bhabhi of the victim i.e. petitioner herein. It is next submitted that it has been specifically pleaded at Para- 12 of the anticipatory bail application that police arrested Sunil Kumar @ Sonu Kumar and the petitioner from the house of the informant and on 30.12.2021 Sunil Kumar @ Sonu Kumar along with petitioner were produced before the learned Judicial



Magistrate, 1st Class, Hajipur and a prayer was made for remanding them into judicial custody in view of the changed allegation for offences under Sections 420 and 120(B) and 34 of the Indian Penal Code but then the learned trial court refused to remand the petitioner and Sunil in judicial custody, as such, the police released the petitioner and the victim on PR bond. It is also submitted that since cognizance has been taken as such the petitioner apprehends arrest.

4. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

5. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of her arrest or surrender within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Baligaon P.S. Case No. 145 of 2021, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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