

IN THE HIGH COURT OF JHARKHAND AT RANCHI
A.B.A. No. 3501 of 2019

Ruplata Kumari @ Dhara Mehta @ Dhara **Petitioner**
Versus
The State of Jharkhand **Opposite Party**

CORAM :HON'BLE MRS. JUSTICE ANUBHA RAWAT CHOUDHARY

For the Petitioner : Ms. Bandana Sinha, Advocate
For the Opp. Party : Mr. Ram Prakash Singh, A.P.P.

02/28.05.2019 Heard Ms. Bandana Sinha, counsel appearing for the petitioner.

2. Heard Mr. Ram Prakash Singh, counsel appearing on behalf of the opposite party- State of Jharkhand.

3. The petitioner is apprehending her arrest in connection with Mihijam P.S. Case No. 19/19, for the alleged offence under section 406/420 of the I.P.C., pending in the learned court of S.D.J.M., Jamtara.

4. Counsel for the petitioner submits that as per the allegations in the First Information Report, the informant had handed over the scooty bearing no. JH 21B-9499 to the petitioner and the petitioner did not pay the money to the informant. She submits that one similar case was instituted against the petitioner by the same person being P.C.R. Case No. 238 of 2017 in which the petitioner has already been granted anticipatory bail in A.B.A. No. 2437 of 2018. The petitioner submits that the petitioner has also filed a case against the informant alleging that the money was paid by the petitioner for the scooty, and the informant has committed fraud by getting the scooty registered in his name.

5. Counsel for the opposite party submits that the allegation against the petitioner is serious and therefore, the petitioner does not deserve the privilege of anticipatory bail.

6. After considering the First Information Report, this Court finds that the informant had handed over the scooty to the petitioner himself and it appears from the argument of the petitioner that earlier also an allegation was made by the same informant in

connection with the same scooty in which the petitioner has been granted anticipatory bail.

7. Considering the facts and circumstances of this case, this Court is inclined to enlarge the petitioner on anticipatory bail. The petitioner, above named, is directed to surrender in the court below by 15th June, 2019 and in the event of her arrest/surrender, the learned Court below is directed to enlarge her on bail upon furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each, to the satisfaction of learned S.D.J.M., Jamtara, in connection with Mihijam P.S. Case No. 19/19, subject to the condition laid down under Section 438(2) of the Cr. P.C. as well as the following conditions:

- (i) Both the bailers should be local residents.
- (ii) The petitioner will fully co-operate with the proceedings before the learned court below and on account of any non-cooperation on the part of the petitioner, the learned court below will be free to cancel her bail in accordance with law.

8. This anticipatory bail application is allowed with the aforesaid conditions.

(Anubha Rawat Choudhary, J.)

Pankaj