

Patna High Court - Orders

Radhika Devi & Ors vs State Of Bihar on 12 October, 2010

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.13139 of 2010

1. RADHIKA DEVI, W/o - Bitrani Sahni
 2. Raj Kumari Devi, W/o - Sathu Sahni
 3. Lalita Devi, W/o - Pukar Sahni
 4. Manju Devi, W/o - Ramashis Sahni
 5. Girija Devi, W/o - Umesh Sahni
 6. Danti Devi @ Machho Devi W/o - Raja Sahni
- All residing at village Raksha P.S. Karja, District - Muzaffarpur.

----- Petitioner

Versus

THE STATE OF BIHAR

----- Opposite Party

03.12.10.2010 Heard learned counsel for the six petitioners and learned Additional Public Prosecutor for the State.

Supplementary affidavit has been filed on behalf of learned counsel for the petitioners.

Petitioners are named accused in this case carry allegation of not completing the house in spite of taking benefits of Indira Awas Scheme, the Investigating Officer, during the investigation did not find any construction. However, by supplementary affidavit annexing some photographs, it is pointed out that money was expended towards construction/purchase of house etc. some defalcation at the hands of local Mukhiya is also alleged.

Considering the facts and circumstances of the case and subject to verification of construction etc. in the event of their arrest/surrender before the court below within four weeks of receipt of the copy of this order, petitioners, namely, Radhika Devi, Raj Kumari Devi, Lalita Devi, Manju Devi, Girija Devi and Danti Devi @ Machho Devi, are directed to be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand only) each with two sureties of the like amount each to the satisfaction of S.D.J.M. Muzaffarpur, in connection with Karja P.S. Case No. 97 of 2009, subject to condition laid down under Section 438(2) of the Criminal Procedure Code with additional condition to remain physically present before the court below on each and every date till disposal of the case, in case of failure on two consecutive dates, the liberty shall be deemed to be cancelled.

Rajeev/

(Akhilesh Chandra, J.)