

In the Court of District & Additional Sessions Judge-V

A.B.P. No. 207 of 2026

CA case no. 613/2024

PO- Dwijendra Kumar

Priti Kumari, aged about 35 yrs, W/O- Niranjan Sah

R/O- Ashramtola Barinagar, PS- Barari, District-Katihar

.....Petitioner

Versus

The State of Bihar

.....Opposite Party

Ld. Counsel for the Petitioner:- Sri Subhash Kumar, Adv.

Ld. Counsel for the State:- Sri Yugal Kishore Yadav, APP.

Date of hearing/Disposal: 16-05-2026

Order

1. Anticipatory bail petition has been filed on behalf of the petitioner **Priti Kumari** who is apprehending her arrest in connection with CA case no. 613/2024 u/s 406 of IPC.

2. Prosecution case in brief as made out from complaint application of Khushboo Kumar that accused namely Priti Kumari has selected as Jivika Mitra and 10 members have also selected under the accused. She further stated that accused Priti Kumar has received Rs. 10,63,147/- from the institution, but she has not distributed to her under jivika samuha and entire rupees has been kept in her custody. She further stated that she has several times warned and issue direction to distribute the rupees, but the aforesaid accused person has not deposited the entire received rupees and grab the entire rupees in her own use.

3. The Ld. Counsel for the petitioner has also filed his bail petition stating there in that petitioner is quite innocent having no criminal history and alleges that Petitioner has falsely been implicated in this case with an ulterior motive. It was further submitted that petitioner has already deposited Rs. 1,27,525/- in the account of company and the petitioner has also received receipt, but the complainant has not deducted the received amount and Accordingly prayed for grant of bail.

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Continued....
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4. Ld. APP while opposing the bail petition submitted that there is allegation against the petitioner to commit forgery and therefore she does not deserve to be released on Anticipatory bail.

5. Heard and perused the case record from perusal it is evident that the this case has been lodged u/s 406 of IPC. In this instant case post cognizance/ case making out order only summon has been issued against the accused namely Priti Kumari. Therefore in the light of Judgement passed in **Om Prakash Chhawnika Vs. State of Jharkhand**, this instant Anticipatory Bail is not maintainable and accordingly **dismissed and rejected** with liberty to file a fresh regular bail petition in the Court concerned.

sd/-

Dwijendra Kumar
District & Addl. Sessions Judge-V,
Katihar