

IN THE COURT OF ADDITIONAL SESSIONS JUDGE
AIZAWL JUDICIAL DISTRICT, AIZAWL, MIZORAM.

Present : Shri Vanlalenmawia, MJS
Additional Sessions Judge,
Aizawl Judicial District, Aizawl.

Bail Application No. 1366 of 2015

Bawngkawn Police Station Case No. 290 of 2015

Smti Lalvarmawii
W/o Thangrolia,
R/o Tlungvel, Aizawl.Applicant

-Versus-

State of Mizoram. ..Opposite Party.

APPEARANCE

For the State : Shri Joseph Lalfakawma, Addl. P.P
For the Petitioner : Shri Johnny L. Tochawng, Advocate.

Hearing : 9.12.2015
Order delivered on : 11.12.2015

ORDER

The application has been filed by the petitioner under Section 439 of Cr PC seeking for bail.

2. In the bail application, it is stated that the petitioner was arrested by CID personnel on 18.11.2015. The petitioner was charged u/S 5 of the Explosive Substance Act. It is also stated that the petitioner is the mother of the two minor children.

3. In compliance of the order dated 27.11.2015, the record of the Lower Court and the Case Diary requisitioned are here available for perusal.

4. I heard the learned Counsel. In short, his submission made before me is that the petitioner has minor children and her family may be physically, mentally and financially affected. More than that, the petitioner has no criminal case pending against her and she is a permanent resident of Tlungvel.

5. On the other hand, I also heard the learned Addl. P.P assisted by the Case I.O.

6. After hearing the submission of the rival parties and perusing the Case Diary, I find that there is no need of further investigation except waiting for prosecution sanction. The accused is also a woman having minor children.

7. In the circumstances, bail is granted on humanitarian ground. But, the petitioner has to furnish a bail bond of Rs. 50,000/- with one surety of the like amount. However, the accused shall not commit an offence similar to the offence of which she is accused, or suspected, of the commission of which she suspected and she shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any Police Officer or tamper with the evidence. She shall not leave Mizoram without the prior permission of the Id. Chief Judicial Magistrate, Aizawl. Failure of the conditions imposed upon the accused, the Order shall be cancelled.

8. Hence, the petition is disposed off.

Order prepared and delivered in open court on this 11th day of December, 2015 under my hand and seal.

Sd/-**VANLALENMAWIA**
Addl. Sessions Judge
Aizawl Judicial District,
Aizawl, Mizoram.

Memo No. _____/AD&SJ(A)/2015 : Dated Aizawl, the 11th December, 2015

Copy to: -

1. Lalvarmawii through Counsel Shri Johnny L. Tochwawng, Advocate.
2. Sessions Judge, Aizawl Judicial District, Aizawl.
3. Chief Judicial Magistrate, Aizawl.
4. PP / Addl. PP, Aizawl.
5. Superintendent of Police, Aizawl District, Aizawl.
6. Special Superintendent, Central Jail, Aizawl.
7. DSP (Prosecution), District Court, Aizawl.
8. Office-in-Charge, Bawngkawn Police Station.
9. i/c G.R. Branch, District Court, Aizawl.
10. Registration Section.
11. Guard File.
12. Case Record.
13. Calendar Judgment.

P E S H K A R