

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41662 of 2014

Arising Out of PS.Case No. -982 Year- 2013 Thana -SAHARSA COMPLAINT CASE District-
SAHARSA

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Saheb Paswan Son of Dasrath Paswan, Resident of Harijan Colony,
Bariyahi Bazar, P.S.-Bangaon, District-Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar
2. Soniya Devi, Wife of Bharat Paswan Resident of Harijan Colony,
Bariyahi Bazar, P.S.-Bangaon, District-Saharsa.

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 04-03-2015 Heard learned counsel for the petitioner and the

learned A.P.P. for the State.

The petitioner is accused in connection with
Complaint Case No. 982(C) of 2013 registered under Sections 354
and 427 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that opposite party no.2, Soniya Devi filed the Complaint
Case No. 627 (C) of 2008 in the Court of C.J.M., Saharsa for the
offence under Sections 376 and 504 of the I.P.C. against the
petitioner which was sent under Section 156(3) Cr. P.C. for
investigation and accordingly, Bangaon P.S. Case No. 46 of 2008
was instituted and after investigation, the Police submitted the
final form. Thereafter, the protest petition was filed by the

opposite party no.2, which was treated as Complaint Case No. 982(c) of 2013 in which after enquiry, the petitioner has been summoned under Sections 354 and 427 of the I.P.C., both sections are non-bailable. Learned counsel further submits that the petitioner is Chawkidar and he has falsely been implicated in the present case due to village rivalry.

Considering the aforesaid submissions, let the above named petitioner be released on anticipatory bail, in the event of arrest or surrender before the learned Court below within a period of 12 weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M., Saharsa in connection with Complaint Case No. 982(C) of 2013, subject to the conditions as laid down under Section 438(2) of the Cr. P.C.

(Rajendra Kumar Mishra, J.)

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