

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8839 of 2015

Arising Out of PS.Case No. -231 Year- 2014 Thana -CHIRAIYA District-
EASTCHAMPARAN(MOTIHARI)

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Ful Mohammad @ Ful Mahmmd S/o Hifazat Hussain, Resident of
Village- Kapur Pakri, P.S.- chiraiya (Shikarganj) , District- East
Champaran.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Pramod Kumar Singh

For the Opposite Party/s : Mr. Kumar Ranjit Ranjan (App)

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**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 10-04-2015 Heard the learned counsel for the petitioner as well as
the learned A.P.P.

The petitioner seeks bail in a case for the offences
punishable under sections 376 and 511 of the I.P.C

Allegedly, the petitioner after entering into the house
of the informant tried to commit rape upon her but in the
meantime her children woke up who raised alarm then the
petitioner fled away and his mobile and Gamacha also fell down.

Submission is of false implication. The petitioner is
suffering in custody since 27.10.2014 having no criminal
antecedent. However, due to intervention of well wisher the case
has been compromised and good sense has prevailed between the

parties and as such now the petitioner deserves sympathetic consideration. Charge sheet has already been submitted and there is no chance of tampering with the prosecution evidence, to which the learned A.P.P. does not dispute.

In the facts and circumstances as stated above, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri Uma Shankar, J.M. 1st Class, Sikrahna at Motihari in Chiraiya (Shikarganj) P.S. Case No. 231 of 2014, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J)

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