

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24309 of 2016

Arising Out of PS.Case No. -181 Year- 2015 Thana -GARKHA District- SARAN

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1. Satyendra Rai Son of Sri Jaipal Rai, residence of village- Pithaghat
Jharutola, Police Station- Garkha, District- Saran at Chapra.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shambhu Prasad Yadav

For the Opposite Party/s : Mr. Sadanand Paswan (Spl.App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 08-08-2016

Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under
Sections 341,323, 376/511,506 of the Indian Penal Code and
3(i)(x) SC/ST Act.

The prosecution story, in brief, is that while the
informant(victim) was going to call of nature with her cousin
sister, in the meantime petitioner catch hold of her hand and took
her to bush by pressing her mouth with intention to commit illicit
work but on alarm raised by her cousin sister, the petitioner left
the victim and fled away.

It is submitted on behalf of the petitioner that the
petitioner is in custody since 24.04.2016. Charge sheet has been
submitted in this case. The petitioner has got no criminal

antecedent. There is no allegation of tampering of the witnesses against the petitioner. No offence under SC/ST Act is made out. After two days of the alleged occurrence, the case has been instituted. The delay in instituting the case has not been explained by the prosecution. The petitioner is the next door neighbour. There is admitted land dispute between the parties.

On behalf of the State, it is submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances of the case, let, above named petitioner, 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 learned C.J.M., Saran in connection with Garkha P.S.Case No. 181 of 2015.

(Sudhir Singh, J)

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