

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.27344 of 2016

Arising Out of PS.Case No. -242 Year- 2015 Thana -BANIAPUR District- SARAN

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Nagendra Rai Son of Rameshwar Rai resident of village - Kanhauli
Manohar, P.S. Baniyapur, District - Saran at Chapra.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 12-07-2016

Heard learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in a case instituted under Sections 341, 342, 376, 511 and 34 of the Indian Penal Code.

Allegation against the petitioner is that he made attempt to commit rape upon the daughter of the informant.

It is submitted on behalf of the petitioner that he has got no criminal antecedent. He has falsely been implicated in the present case. As per prosecution case, the attempt to rape was made by the petitioner but subsequently the informant vide Annexure-3 has filed a petition that the present case has been instituted due to mistake of fact and the matter has been settled between the parties.

On behalf of the State, it is submitted that petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the above named petitioner, in the event of his/her arrest or surrender in the court below within a period of six weeks, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand only) with

two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, Saran at Chapra, in connection with Baniyapur P.S. Case no. 242 of 2015, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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