

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47883 of 2016

Arising Out of PS.Case No. -244 Year- 2014 Thana -SHEKHPURA District- SEKHPURA

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Santosh Kumar @ Santosh Kumar Chaudhary @ Santosh Chaudhary, Son
of Mahendra Chaudhary, Resident of Bajidpur, P.S. + District- Sheikhpora.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bipin Kumar

For the Opposite Party/s : Mr. Sri Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE KISHORE KUMAR
MANDAL
ORAL ORDER

2 05-12-2016 Heard the counsel for the petitioner and the State.

The petitioner is facing accusation in Sheikhpora P.S.
Case No. 244 of 2014 registered under Sections 341, 323, 307,
376, 511, 337, 436 and 504 of the Indian Penal Code and has
approached this Court for grant of anticipatory bail.

In relation to the occurrence taken place on 08.02.2014,
the complaint was lodged on 12.02.2014 which was later treated
as an FIR. The allegation is that when the minor daughter of the
informant had gone out to defecate, in the meantime, the
petitioner made valiant attempt to outrage her modesty. When the
matter was reported, they lost their temper and also made an
attempt to set his house ablaze.

Contention of the petitioner is that mother of the



petitioner also lodged the case against the prosecution side. Out of animosity, the present FIR has been lodged. The allegations are concocted.

Learned APP opposed the prayer and submits that the allegation is specific against the petitioner of having attempted to outrage the modesty of the minor daughter of the informant as reflected in the First Information Report.

Considering the facts and circumstances of the case, in my view, it is not fit case for grant of anticipatory bail. The prayer is declined.

The petitioner may surrenders and prays for regular bail.

If he does so, the same shall be considered and disposed of on its own merit in accordance with law.

(Kishore Kumar Mandal, J)

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