

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.4400 of 2017

Arising Out of PS.Case No. -92 Year- 2016 Thana -GOPALPUR District- PATNA

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1. Munna Paswan Son of Hari Narayan Paswan, Resident of Village-
Bhogipur, Chakpool, P.S. Gopalpur, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.

For the Opposite Party/s : Mr.

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 13-02-2017

Heard learned counsel for the petitioner and the State.

The petitioner seeks bail in a case instituted for the
offence under Sections-323, 341, 376, 511 of the Indian Penal
Code and u/S 7 & 8 of the POSCO Act.

It is alleged in the written report that on 24-06-2016,
while the daughter of the informant was alone in the house, the
petitioner attempted to commit illegal act with her after removing
her clothes.

It has been submitted on behalf of the petitioner that
the case has been filed by victim's mother after delay of 26 days
and thereafter, the statement of the victim was recorded u/S 164 of
the Cr.P.C. on 15-07-2016 in which, she made contradictory
statement stating that this petitioner after removing her cloth, bite



her private parts also. The petitioner is said to be in custody since 28-06-2016. It is mentioned at paragraph-3 of the petition that the petitioner has got no criminal antecedent.

Considering the above-said facts and circumstances as also the view of lodging of delayed FIR coupled with stating different story in the statement of victim recorded u/S 164 of the Cr.P.C., let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Special Case No. 91 of 2016 arising out of Gopalpur P.S. Case No. 92 of 2016 to the satisfaction of Learned Additional Sessions Judge-Ist, Patna subject to condition that both the bailors will be close relatives of the petitioner.

(Sanjay Priya, J)

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