

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6797 of 2017

Arising Out of PS.Case No. -209 Year- 2013 Thana -GARAUL District- VAISHALI(HAJIPUR)

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Taj Mohammad Son of Late Khalil, Resident of Village- Sahpur Khurd,
P.S.-Goraul (Katahara O.P.), District- Vaishali.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur, Advocate

For the Opposite Party/s : Mr. Suresh Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

3 12-04-2017

Heard learned counsel for the petitioner and the State.

Petitioner apprehends his arrest in connection with
Goraul (Katahara O.P.) P.S. Case No.209 of 2013 registered under
Sections 147, 148, 323, 324, 354, 447, 379, 427 and 504 of the
Indian Penal Code.

Allegation in brief is that all accused persons
including female members went over the disputed land and alleged
to have assaulted the informant's side. The specific allegation
against the petitioner is that he exhorted other accused for assault
and said to have removed the Sari of the informant.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner is old man and there is bonafide land
dispute between both side and allegation of outraging modesty is



false. As in the presence of female members of the petitioner's side, this is absurd and except one case in which the petitioner is on bail and there is no other criminal antecedent.

Having considered the said facts and circumstances, in the event of arrest/surrender within four weeks from the date of receipt of this order to the concerned court, let the petitioner, namely, Taj Mohammad 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 Additional Chief Judicial Magistrate, Vaishali at Hajipur in connection with Goraul (Katahara O.P.) P.S. Case No.209 of 2013, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Arun Kumar, J)

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