

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26432 of 2017

Arising Out of PS.Case No. -28 Year- 2017 Thana -MAHILA P.S. District- SASARAM (ROHTAS)

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Sanjay Kumar Sinha, S/o Late Umesh Kumar Sinha, R/o Lashkariganj,
P.S.-Sasaram, District-Rohtas.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Chakravarti Singh, Advocate

For the Opposite Party : Mr. Sri Amitesh Kumar (APP)

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CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN SHARMA
ORAL ORDER

2 07-07-2017

Heard learned counsel for the petitioner, learned
counsel for the informant and learned counsel representing the
State.

The petitioner apprehends his arrest in connection
with Mahila (Sasaram) P.S. Case No. 28 of 2017, registered for
the offences punishable under Sections 354, 341, 323, 504, 506/34
of the Indian Penal Code.

Allegedly, the petitioner and other co-accused
started assaulting Navin Kumar Sinha (*bhaisur* of the informant)
and when the informant intervened into the matter, three accused
persons pushed her, resulting, she fell down on the ground and
they tried to outrage her modesty and further they assaulted on
head, hand, stomach and leg with *lathi* and when Prithivi Paswan
came to rescue then he was also assaulted by them and further
they caused threats to kill the husband and children of the



informant.

Submission is of false implication and that no injury has been caused as alleged, the petitioner has filed petition under Section 39 of the Cr.P.C. in the Court of C.J.M., Rohtas, Sasaram on 03.06.2016, being annoyed the petitioner has filed this case on 05.05.2017. The petitioner is an Advocate and, as such, the petitioner deserves sympathetic consideration.

The learned A.P.P. duly assisted by the learned counsel for the informant opposes the prayer of pre-arrest bail by submitting that the petitioner and his sons have tried to outrage the modesty of the informant also besides assault.

In the facts and circumstances as stated above, the petitioner in the event of his arrest or surrender within four weeks from the date of receipt/production of a copy of this order shall 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 Sessions Judge, Rohtas, in connection with Sasaram Mahila P.S. Case No. 28 of 2017, subject to the conditions as laid down in section 438(2) of the Cr.P.C.

(Jitendra Mohan Sharma, J.)

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