

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37007 of 2018

Arising Out of PS. Case No.-192 Year-2017 Thana- AADAPUR District- East Champaran

Aashanarayan Patel @ Ash Narayan Patel, son of Late Sant Raut, Resident of
village- Sirisiyan Kala, P.S. Adapur, District- East Champaran

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Dhurendra Kumar, Advocate

For the Opposite Party/s : Mr. Sri Ajay Kumar -2 (APP)

**CORAM: HONOURABLE MR. JUSTICE JITENDRA MOHAN
SHARMA**

ORAL ORDER

2 28-06-2018 Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner seeks bail in connection with
Adapur P.S Case No. 192 of 2017 registered for the offences
punishable under Sections 341, 323, 324, 307, 376, 511, 504.
506/34 of the Indian Penal Code.

Allegedly, the petitioner and co-accused Uma
Bhagat caught the informant and assaulted him on her private
parts and stomach with feet and when her husband came for
rescue they assaulted him on his hydrocical.

Submission is of false implication and that
similarly situated co-accused Uma Bhagat has been allowed bail
vide Cri. Misc. No. 8821 of 2018 by order dated 08.03.2018 by



another Co-ordinate Bench of this Court and, as such, the petitioner suffering in custody since 29.03.2018 also deserves sympathetic consideration.

Learned APP fairly submits that similarly situated co-accused has been allowed bail.

In the facts and circumstances stated above, the petitioner is directed to be released on bail on execution of bail bond of Rs. 10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Sub-Divisional Judicial Magistrate, Raxaul, East Champaran at Motihari, in connection with Adapur P.S. Case No. 192 of 2017, subject to the conditions that one of the bailors must be a near relative and another having sufficient immovable property within the territorial jurisdiction of the Court concerned and the petitioner shall remain present on each and every date during trial and the default on two consecutive dates on his part without any reason shall disentitle the petitioner from privilege of bail.

(Jitendra Mohan Sharma, J.)

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