

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.66291 of 2018

Arising Out of PS. Case No.-195 Year-2018 Thana- GOGRI District- Khagaria

=====

Mohan Pandit, Son of Late Khonhay Pandit, Resident of Village- Baurna
Navtoliya, P.S.- Gogari, District- Khagaria.

... .. Petitioner

Versus

The State of Bihar.

... .. Opposite Party

=====

Appearance :

For the Petitioner : Mr. Ranjeet Kumar Singh, Advocate.
For the Opposite Party : Mr. Amitesh Kumar, A.P.P.

=====

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-12-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner is apprehending his arrest in a case for
the offence registered under Sections 341, 323, 307, 448, 504,
506, 354(B) and 379/34 of the IPC.

The prosecution story, in brief, is that on 08.06.2018
at 6,00 hours, while the husband of the informant was plucking
mango from the tree at his door, the petitioner and other co-
accused put objection, abused and became adamant to assault
him and out of fear, her husband entered into house. It is further
alleged that the petitioner and other accused persons with *Lathi*
and *Danda* entered into her house and on objection raised by
her, they abused her. Co-accused Manish Pandit pulled her *Sari*
torn her *Blouse* and took away her gold ear-rigs. It is also



alleged that petitioner Mohan Pandit assaulted on her head and hand with *Lathi*. It is further alleged that on her alarm, the nearby people saved her life and modesty.

It has been submitted by learned counsel for the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. There is case and counter case between the parties. Nature of injury is said to be simple. No offence under Section 307 of the IPC is made out. Rests of the offences are triable by the Magistrate. Other co-accused persons have been granted anticipatory bail by another Co-ordinate Bench of this Court vide Cr. Misc. No. 58042 of 2018 order dated 20.09.2018.

On behalf of the learned counsel for the State, it has been submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M. Khagaria, in connection with Gogari P.S. Case No. 195 of 2018,



G.R. No. 1540 of 2018, subject to the conditions as laid down
under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

U.K./-

U		T	
---	--	---	--

