

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65810 of 2018

Arising Out of PS. Case No.-162 Year-2017 Thana- PALIGANJ District- Patna

Sheoji Yadav @ Siv Ji Yadav Son of Balkishun Yadav Resident of Village-
Chakiya,P.S. Paliganj, Distt.-Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Ashok Kumar Sinha

For the Opposite Party/s : Mr. Navin Kumar Pandey

**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

2 20-12-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Paliganj P.S. Case no. 162 of 2017 registered under
Sections 147, 323, 324, 354, 452, 380 and 504 of the Indian
Penal Code.

Petitioner is said to have pulled the saree of the
informant in order to outrage her modesty while the informant
was asleep on her terrace and on protest fisted her. However he
made good his escape on arrival of the locals responding hulla
made by her snatching her golden chain.

It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. Petitioner
has been falsely implicated in the case due to land dispute.



Petitioner happens to be agnate of the informant and in relation his nephew. As a matter of fact, informant is aged about 60 years old. Occurrence is said to be of 04.06.2017 but the complaint petition has been filed by the informant after inordinate and abnormal delay of 25 days without assigning any plausible and convincing reason for the aforesaid delay. There is no eye witness of the occurrence. There is a case and counter case between the parties.

Learned APP for the State opposed the prayer for bail.

In the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Danapur, Patna in connection with Paliganj P.S. Case No. 162 of 2017, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Prakash Chandra Jaiswal, J)

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