

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.48313 of 2018

Arising Out of PS. Case No.-63 Year-2018 Thana- BIHPUR District- Bhagalpur

Deo Kumar Jha Son of Mahendra Jha Resident of Village- Behat, P.S.
Sonvarsha, District- Saharsa.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Mishra
For the Opposite Party/s : Mr. Sri Harendra Prasad

CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 11-09-2018 Heard learned counsel for the petitioners and learned
counsel for the State.

The petitioner seeks Anticipatory bail in connection
with Bihpur (Bhawanipur) P.S. Case No. 63 of 2018 registered
under Sections 380, 361, 364, 365, 379, 323, 420, 385, 497,
504, 506, 34 of the Indian Penal Code.

Allegation against the petitioner is that petitioner and
the wife of informant have established illicit relation and
thereafter made objectionable video and shared it with the
informant and also demanded extortion money of Rs. 5 lacs
from the informant and the petitioner took away his wife
alongwith ornaments.

It has been submitted on behalf of the petitioner that
petitioner is innocent and has been falsely implicated in this



case only on the basis of previous enmity. It has been further submitted that some dispute was going on between informant and his wife. It has been further submitted that in the FIR as alleged about the vulgar message, not a single message have been sent through mobile of the petitioner, all mobile numbers have been given in the FIR but neither the informant nor the police have stated that sim have been issued in the name of petitioner. Only suspicion has been raised against the petitioner.

Considering the facts and circumstances of the case, prayer of Anticipatory bail is allowed and petitioner named above in the event of arrest or surrender before the court below within four weeks from today, the petitioner is directed to be released on bail on furnishing bail bond of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Naugachhia at Bhagalpur, in connection with Bihpur (Bhawanipur) P.S. Case No. 63 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(S. Kumar, J)

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