

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52384 of 2018

Arising Out of PS.Case No. -40 Year- 2017 Thana -MAHILA P.S. District- SITAMARHI

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1. Rohit Raj, Son of Suresh Prasad @ Suresh Sah,
2. Sita Devi, D/o Suresh Prasad @ Suresh Sah, Both resident of Naya Tola,
Ward No.1, P.S. & District- Sitamarhi.

.... Petitioners

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Surendra Kishore Thakur

For the Opposite Party/s : Mr. Madhuranand Jha

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 10-09-2018 Heard learned counsel for the petitioners and learned APP for the State.

The petitioners are apprehending their arrest in a case registered under Sections 376, 506,120B of the Indian Penal Code.

The allegation against the petitioner is that he along with co-accused Rakesh Kumar tried to drag the informant from her house and on protest, they threatened her of dire consequences.

It has been submitted on behalf of the petitioners that the petitioners have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have been made accused in this case due to mistake of fact. The main allegation is against co-accused namely Rakesh Kumar. General and omnibus allegation has been made



against the petitioner No. 1. So far as petitioner No. 2 is concerned; she is a lady.

On behalf of the State, it is submitted that the petitioners are named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioners, above named, in the event of arrest/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) each with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Sitamarhi Mahila P.S. Case No. 40 of 2017, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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