

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7174 of 2019

Arising Out of PS. Case No.-73 Year-2018 Thana- MADHUBANI TOWN District-
Madhubani

-
1. Uttam Paswan Son of Abadh Paswan
 2. Prakash Choupal Son of Ram Roop Choupal
 3. Ganga Choupal son of Siya Ram Choupal
 4. Ram Prasad Paswan son of Khushar Paswan
 5. Singheswar Paswan son of Saryug Paswan
 6. Ghutar Choupal son of Ramroop Choupal
- All residents of Village- Kaitola, P.S.- Madhubani Town, District-
Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Gagan Deo Yadav

For the Opposite Party/s : Mr.Jai Narain Thakur

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

4 04-04-2019 It appears that previous order dated i.e. order dated

07.03.2019 has been passed by this Bench, however,

inadvertently, the name of Hon'ble Mr. Justice Arvind

Srivastava, J. has appeared in the said order.

In such view of the matter, let the order dated

07.03.2019 be treated to be passed by this Bench.

Office to offload the previous order dated 07.03.2019

from the internal as well as external website and upload the

same in the name of sitting Judge of this Bench.

This is an application for grant of anticipatory bail in



connection with Madhubani Town P.S. Case No. 73 of 2018, disclosing offences under Sections 341, 323, 354(A), 506, 509, 34 of the Indian Penal Code and Section 4 of the POCSO Act.

Allegation against one co-accused Prem Paswan is of trying to outrage the modesty of the minor daughter of the informant and when the informant and others raised objection, they were assaulted by the accused persons including the petitioners.

Submission of learned counsel for the petitioners is that the main allegation is against co-accused Prem Paswan and the girl herself has stated in her statement recorded under Section 164 Cr.P.C. Further, the petitioners have no criminal antecedents.

Heard learned A.P.P. also.

Having heard both sides, considering the above submission, this application is allowed. Let the petitioners, above named, in the event of their arrest or surrender before the court below within six weeks, be released on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) each with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge 1st (POCSO Act), Madhubani, in connection with Madhubani Town P.S. Case No.



73 of 2018, subject to the condition laid down under Section
438(2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

Amjad/-

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