

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7964 of 2019

Arising Out of PS. Case No.-819 Year-2018 Thana- SITAMARHI District- Sitamarhi

Md. Farooque Son of Md. Sahid R/o Village- Murliachak, Ward No. 3, P.S.
and District- Sitamarhi.

... .. Petitioner/s

Versus

The State Of Bihar Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar Jha
For the Opposite Party/s : Mr.Shantanu Kumar

CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 13-05-2019 This application, for grant of anticipatory bail, arises
out of Sitamarhi P.S. Case No. 819 of 2018, disclosing offences
under Sections 341, 323, 324, 354, 379/34 of the Indian Penal
Code.

Prosecution case is that petitioner and other accused
persons entered inside the house of the informant and assaulted
her and thrashed her on the ground and specific allegation
against this petitioner that he assaulted her by means of farsa
and there is allegation against other accused persons is of trying
to disrobe the informant.

Submission of learned counsel for the petitioner is
that for the same occurrence, two cases have been lodged by the
informant and although there is allegation against the petitioner
of assaulting the informant, however, offence is not under



section 307 of the Indian Penal Code rather allegation under
Section 323 and 325 of the Indina Penal Code has been levelled.

Heard learned A.P.P. also.

Having heard both sides, in view of the above facts,
this application is allowed. Let the petitioner, above named, in
the event of his 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 Chief
Judicial Magistrate, Sitamarhi, in connection with Sitamarhi P.S.
Case No. 819 of 2018, subject to the condition laid down under
Section 438 (2) of the Code of Criminal Procedure.

(Vinod Kumar Sinha, J)

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