

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.17104 of 2019

Arising Out of PS. Case No.-90 Year-2017 Thana- KHUTAUNA District- Madhubani

Mithilesh Kumar Yadav Son of Jeev Ranjan Yadav Resident of Village- Anhar
Ban, P.S.- Laukaha, 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.Nityanand

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 28-03-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case registered under Sections 341, 323, 504, 363, 366(A) and 34 of the Indian Penal Code.

The prosecution case, in short, is that the daughter of the informant went for tuition and did not return and on enquiry, the informant was assaulted by the accused persons.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. On recovery, the victim girl made her statement under Section 164 Cr.P.C. in which she has made no allegation



in respect of physical and sexual abuse against the petitioner.
The matter has already been compromised which is apparent
from the order of the Sessions Court.

On behalf of the State, it is submitted that the
petitioner is named in the F.I.R./complaint case.

Considering the aforesaid facts and circumstances,
let the petitioner, 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 A.C.J.M. III,
Jhanjharpur, Madhubani in connection with Khutauna P.S. Case
No. 90/2017, subject to the conditions as laid down under
Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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