

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26843 of 2019

Arising Out of PS. Case No.-612 Year-2016 Thana- COMPLAINT CASE District- Jamui

Sunil Kumar @ Sunil Kumar Tiwary S/o Surendra Tiwary, Resident of
Village- Sohjana, P.S.- Gidhaur, District- Jamui. ... Petitioner
Versus

1. The State of Bihar
 2. Smt. Rupa Tiwari, Wife of Vivek Kumar, R/O Village and P.O.- Sohjana,
P.S.- Gidhaur, District- Jamui.
- Opposite Party

Appearance :

For the Petitioner : Mr.Satya Prakash Parasar, Advocate
For the Opposite Party : Mr.Shaheen Begum, Addl Public Prosecutor

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

4 17-07-2019 Heard learned counsel for the petitioner as well as
learned counsel for the State.

Petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 341, 323, 354, 354B
of the Indian Penal Code.

It is alleged that the petitioner, who happens to the
neighbour of the complainant, at about 6 O'clock in the evening
entered into her house and tried to outrage her modesty.

Learned counsel for the petitioner submits that the
petitioner has falsely been implicated in this case as earlier he
had purchased a piece of land from Ganesh Tiwary, who is
cousin father-in-law of the complainant as a result of which the
relation between the petitioner and the complainant became
hostile and her family members mounted pressure upon the



petitioner to transfer the purchased land in their favour which was not accepted by him. He further submits that being a neighbour the allegation appears to be improbable that someone may enter into the house of a neighbour at 6 O' clock in presence of other inmates of the house and try to outrage the modesty. Petitioner has got no criminal antecedent.

Considering the facts of the case, let the petitioner, above named, in the event of his arrest/surrender before the Court below within a period of six weeks from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the Addl. Chief Judicial Magistrate-III, Jamui in Complaint case no. 612C of 2016, subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully co-operate with the investigation and trial of the case, failing which the Court below shall be at liberty to cancel the bail bond of the petitioner.

(Prabhat Kumar Singh, J)

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