

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33563 of 2019

Arising Out of PS. Case No.-3 Year-2017 Thana- VAISALI COMPLAINT CASE District-
Vaishali

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1. SIYA RAM PASWAN Son of Shiv Govind Paswan Resident of Village-
Bahsi Damodar, P.S.- Jandaha, District- Vaishali.
 2. Bhula Paswan @ Hare Ram Paswan Son of Govind Paswan Resident of
Village- Bahsi Damodar, P.S.- Jandaha, District- Vaishali.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Rakesh Prabhat

For the Opposite Party/s : Mr.Awadhesh Kumar Singh

**CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA**

ORAL ORDER

2 22-05-2019 Heard learned counsel for the petitioners and the
learned A.P.P. for the State.

The petitioners apprehend their arrest in connection
with C1 Case No.03 of 2017 registered under Sections 323, 448
and 354 of the Indian Penal Code besides Section 12 of th
POCSO Act.

The accusation is that, earlier, the petitioner no.1 had
entered into the house of the complainant Renu Devi and
alluring her daughter had asked her daughter to allow him to
commit rape. When the daughter of the complainant refused,
then the petitioner no.1 used force with the daughter of the
complainant. On the alarm being raised by the daughter of the



complainant, the petitioner no.1 fled away. When the daughter of the complainant asked about the incident to her, the Panchayati was arranged and the matter was pacified. Again, on 14.05.2017 at about 09.00 P.M., the petitioner no.1 entered into the house of the complainant and made attempt to commit rape on her daughter. When the complainant tried to catch the petitioner no.1, he fled away. Thereafter, all the accused including the petitioners abused and caused assault to the husband of the complainant and tried to outrage the modesty of the complainant.

Learned counsel for the petitioners submits that the petitioners are next door neighbours of the complainant and due to petty dispute, the complainant has lodged this false complaint case. The petitioners have no criminal antecedents.

Having considered the facts and the circumstances of the case, let the petitioners, above named, in the event of their arrest or surrender by them within six weeks from today, be enlarged on bail on their furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) each with two sureties of the like amount each to the satisfaction of the Additional Sessions Judge-I-cum-Special Judge, Vaishali at Hajipur, in connection with C1 Case No.03 of 2017, subject to the conditions laid



down under Section 438(2) Cr.P.C.

(Rajendra Kumar Mishra, J)

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