

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.30910 of 2019

Arising Out of PS. Case No.-105 Year-2018 Thana- GADHPURA District- Begusarai

RAMESH DAS Son of Tulsi Das Resident of Village- Ranichak, P.S.-
Garhpura, District- Begusarai.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Ram Naresh Singh

For the Opposite Party/s : Mr.Jagdhar Prasad

CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN SINGH

ORAL ORDER

2 09-05-2019 Heard learned counsel for the parties.

This application for anticipatory bail arises out of Garhpura P.S. Case No. 105 of 2018 for the offence punishable under Sections 457, 376 and 511 of the Indian Penal Code.

It is alleged in the First Information Report that the petitioner entered into the informant's house in inebriated condition and attempted to rape.

Learned counsel appearing on behalf of the petitioner has submitted that for the alleged incident of 16.09.2018, First Information Report has been lodged on 21.09.2018 and there is no plausible explanation for such delay.

Though the written statement is said to have been written on 17.09.2018, it is evident that information was received by the police on 21.09.2018.

Considering the delay in lodging of the First



Information Report and the nature of accusation, this application is allowed.

Let the petitioner above named, in the event of his arrest/surrender within six weeks from today in the Court below, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned A.C.J.M.-IV, Begusarai, in Garhpura P.S. Case No. 105 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

This is subject to the condition that the petitioner shall present himself before the Police/Court, as the case may be, as and when required and in the event of failure on his part to appear before the Court on two consecutive occasions, his bail bonds shall be liable to be cancelled.

(Chakradhari Sharan Singh, J)

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