

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56002 of 2019**

Arising Out of PS. Case No.-341 Year-2018 Thana- ROHTAS COMPLAINT CASE District-
Rohtas

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1. Babudhan Paswan, Son of Batu Paswan@ Babu Paswan Resident of Village- Samahuti, P.S.- Dinara, District- Rohtas at Sasaram
 2. Tuphani Paswan, Son of Sugun Paswan Resident of Village- Samahuti, P.S.- Dinara, District- Rohtas at Sasaram

... .. Petitioner/s

Versus

1. The State of Bihar
2. Kanti Devi, W/o Lal Babu Paswan R/O Vill- Samahuti, P.O.- Kund P.S.- Dinara, Distt.- Rohtas, (Bihar).

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Jai Prakash Singh

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

**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER**

2 04-09-2019 Heard learned counsel for the petitioners and learned
counsel appearing on behalf of the State.

Petitioners apprehend their arrest in connection with
Complaint Case No.341 of 2018 for the offence punishable under
Sections 323, 504, 354/34 of the Indian Penal Code.

The allegation against the petitioners as per the complaint
is that on the date of occurrence, when the informant gone to attend
the nature call, petitioner No.2 caught hold the informant and tried
to commit rape and upon *halla* being raised by the informant, they
assaulted her by means of lathi, belt etc and snatched silver chain,
golden ring etc. from the informant.

Learned counsel for the petitioners submits that



petitioners have falsely been implicated in this case due to oblique motive inasmuch petitioners and the complainant both are co-villagers and petitioners used to prevent the complainant from selling illicit liquor and due to which the present complaint has been lodged against the petitioners.

After having heard learned counsel for the petitioners as well as learned counsel appearing on behalf of the State and taking into consideration the fact that petitioners are co-villagers and the allegation against the petitioners are not serious in nature, as such, I am inclined to grant anticipatory bail to all these petitioners.

Accordingly, all the petitioner, above named, are directed to surrender before the learned Court below within a period of four weeks from today and in the event of surrender by them, they shall be released on anticipatory bail by the Court below upon furnishing bail bond of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M., Bikramganj, Rohtas, subject to the condition as mentioned under Section 438 (2) of Cr.P.C.

(Anil Kumar Sinha, J)

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