

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.67266 of 2019

Arising Out of PS. Case No.-169 Year-2019 Thana- SIKANDRA District- Jamui

ASHOK YADAV, aged about 21 years, Male, Son of Raju Yadav Resident of
Village - Sarsa, P.S.- Sikandra, Distt.- Jamui ... Petitioner

Versus

The State of Bihar ... Opposite Party

Appearance :

For the Petitioner : Mr. Pankaj Kumar Sinha, Adv.

For the Opposite Party : Mr. Ram Bilash Roy Raman, APP

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

ORAL ORDER

2 14-11-2019 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the state.

The petitioner seeks pre-arrest bail in connection with
Sikandara P.S. Case No. 169 of 2019 registered under Sections 147,
148, 149, 341, 323, 354B, 307 and 506 of the Indian Penal Code.

The accusation is that in the evening of 19.06.2019, the
informant had gone in the field to attend the call of nature. At that
time, the petitioner caught hold her forcibly and tried to unfold her
clothes with intention to commit rape, but, she raised alarm and any-
how succeeded to flee away from there, reached at her house and
disclosed the matter to her family members. Thereafter, her family
members went at the house of the petitioner where six persons, named
in the first information report, caused assault to the brother and father
of the informant giving threatening to remove from the village.

The learned counsel for the petitioner submits that in fact
on suspicion about love affairs of the petitioner with the informant,
family members of the informant forcibly took the petitioner at their



house and caused assault. Any-how petitioner was saved and carried to his house by his family members, but, with ulterior motive the informant has lodged the present case at the instigation of her family members regarding the occurrence of marpeet. More over, Sikandra P.S. Case No. 170 of 2019, is lodged under Sections 341, 323, 307 and 34 of the Indian Penal Code against the family members of the informant regarding the incident of carrying the petitioner orcibly by family members of informant of the present case.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of surrender/arrest, within a period of four weeks from today, in connection with Sikandara P.S. Case No. 169 of 2019 shall be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of Sri M.K. Pandey, Judicial Magistrate, 1st Class, Jamui, or the successor Court subject to the conditions as laid down under Section 438(2) Criminal Procedure Code.

(Rajendra Kumar Mishra, J)

Shamshad/-

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