

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.63382 of 2019**

Arising Out of PS. Case No.-20 Year-2018 Thana- MAHILA P.S. District- Purnia

BIJAY KUMAR Son of Shanti Das @ Sant Lal Mandal Resident of Village -  
Mahmadia, P.S.- Dagarua, Distt.- Purnea.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Praveen Kumar Agrawal  
For the Opposite Party/s : Ms.Rina Sinha

**CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN**  
**ORAL ORDER**

2      21-10-2019                      Heard learned counsel for the petitioner and learned APP for  
the State.

2. The petitioner apprehends his arrest for the offences alleged  
under Sections 354(B),420 of the Indian Penal Code registered in  
connection with Mahila P.S. Case No. 20/2018.

3. It is submitted that the petitioner has been falsely implicated  
in connection with the informant being taken away by o-accused Suraj  
Kumar and Roshan Kumar and later on joined by the petitioner and  
thereafter all three gave her *rasgulla* after which she became  
unconscious. Subsequently, she received her objectionable  
photographs in her WhatsApp. It is further submitted that the thrust  
of accusation is against aforesaid co-accused persons who have been  
granted anticipatory bail by this Court in Cr. Misc. No. 61898 of 2018  
and analogous case. It is submitted that in any event the ingredients of  
the offence alleged are not attracted as concerns the petitioner who  
claims clean antecedents.

4. Be that as it may, in the event of the petitioner's arrest or  
surrender before the court below within six weeks from the date of  
communication of this order, let the above named petitioner be  
released on bail on furnishing bail bond of Rs.10,000/- (ten thousand)



with two sureties of like amount each to the satisfaction of learned SDJM, Purnea, in connection with Mahila P.S. Case No. 20/2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C. and also subject to the following further conditions:

- i. That one of the bailors shall be a close relative of the petitioner.
- ii. That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- iii. That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- iv. The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

**(Vikash Jain, J)**

Chandran/-

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