

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.18071 of 2020

Arising Out of PS. Case No.-66 Year-2019 Thana- MAHILA PS District- Katihar

RAJESH PARIHAR S/o Late Raghu Parihar Resident of village- Pil Khana
Dhobighatta, P.S.- Balia Belon, District- Katihar

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Musowir

For the Opposite Party/s : Mr.Madan Kumar

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 17-07-2020 Due to COVID-19 Pandemic, the matter is being
taken up by way of Virtual Court proceeding.

The matter has been listed under the heading ‘For
Orders’ under the orders of Hon’ble the Chief Justice.

Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner is apprehending his arrest in a case
registered under Sections 354(B), 323, 504, 506/ 34 of the
Indian Penal Code.

Prosecution allegation, in short, is that the accused
persons tried to outrage the modesty of the informant and on
protest, she was assaulted.

It has been submitted on behalf of the petitioner that
the petitioner has got no criminal antecedent. There is no



allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. Prior to the institutin of the present case, the mother of the petitioner had instituted a case vide Balia Belon P.S. Case No. 129 of 2019 on 2.12.2019. The present case has been instituted in rataliation to the above referred case with mala fide reason. The date of occurrence is said to be 26.11.2019 for which case has been instituted on 16.12.2019. Delay has not been explained by the prosecution.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the facts and circumstances of the case and also the lockdown, the petitioner above named, in the event of arrest or surrender before the learned Court below within a period of eight weeks from today, be released on anticipatory bail on his personal bond to the satisfaction of learned S.D.J.M., Katihar in connection with Mahila P.S. Case No. 66/2019, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

Once the normalcy is restored, the petitioner shall furnish bail bonds of Rs. 10,000/- (Rupees ten thousand) with two sureties of the like amount each within a period of seven



weeks to the satisfaction of the Court concerned in connection
with the aforesaid case.

(Sudhir Singh, J)

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