

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.33104 of 2020

Arising Out of PS. Case No.-160 Year-2019 Thana- KAMTAUL District- Darbhanga

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1. Satya Narayan Yadav @ Satya Narayan Ray, Male, aged about 50 years, Son of Late Yogendar Yadav @ Yogendra Ray, Resident of Village-Ahiyari, P.S. - Kamtoul, District-Darbhangha.
 2. Shital Sah, Male, aged about 48 years, Son of Late Kappal Sah, Resident of Village - Ahiyari, P.S. - Kamtoul, District-Darbhangha.

... .. Petitioners

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioners	:	Mr. Girish Chandra Jha, Advocate.
For the Opposite Party	:	Mr. Nityanand Tiwari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 23-02-2021 Learned counsel for the petitioners is permitted to make necessary correction in paragraph no. 1 of the bail application, in course of the day.

Learned counsel for the petitioners is directed to remove the defects, as pointed out by the office, within a period of four weeks.

Heard learned counsel for the petitioners and learned A.P.P. for the State.

The petitioners are apprehending their arrest in a case



for the offence registered under Sections 341, 323, 354, 354(B) and 504/34 of the I.P.C.

The prosecution story, in brief, is that the petitioners assaulted and outrage the modesty of the informant.

It has been submitted by learned counsel for the petitioners that the petitioner no. 2 has got no criminal antecedent. There is no allegation of tampering with the witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. Due to previous enmity, the present case has been instituted. The date of occurrence is said to be 02.09.2019 and the case was instituted on 26.10.2019. Delay has not been explained by the prosecution. The prosecution has not come with clean hands.

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

Considering the aforesaid facts and circumstances of the case, the petitioners above named, in the event of arrest or surrender before the learned court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) each with two sureties of the like amount each to the satisfaction of the learned J.M. Ist Class, Darbhanga, in connection with



Kamtaul P.S. Case No. 160 of 2019, subject to the conditions as
laid down under Section 438(2) of the Code of Criminal
Procedure.

(Sudhir Singh, J)

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