

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.38996 of 2020

Arising Out of PS. Case No.-111 Year-2020 Thana- HUSSAINGANJ District- Siwan

TARKESHWAR YADAV, S/O LATE MATBAR YADAV @ MATBAR
CHAUDHARI, RESIDENT OF VILLAGE - MACHAKANA, P.S. -
HUSSAINGANJ, DISTRICT – SIWAN ... Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party

Appearance :

For the Petitioner : Mr. Ajay Kumar Pandey, Adv.

For the Opposite Party : Mr. Binod Kumar, APP

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

ORAL ORDER

2 13-07-2021

As prayed for, through video conferencing, let the learned counsel for the petitioner remove the defect(s), as pointed out by the office vide it's note, dated 23.12.2020, within four weeks of starting of the Court proceeding in physical mode properly.

Heard the parties through video conferencing.

The petitioner seeks pre-arrest bail in connection with Hussainganj P.S. Case No. 111 of 2020, registered under Sections 341, 323, 379, 354, 504, 34 of the Indian Penal Code.

The accusation is that the informant, Bhavnath Yadav, performed the marriage of his daughter with Suresh Yadav, son of Govind Yadav, of village Machakana, P.S. Hussainganj, district Siwan, on 03.04.2020. The informant, Bhavnath Yadav, gone to village Machakana to take his daughter in vidai and his daughter keeping ornaments and clothes in bag came out of the house, at that time, Tarkeshwar Yadav (petitioner), Bijeshwar Yadav, Amira Yadav, Vakil Yadav, Ramavati Devi, aged about 60 years, and Ramavati Devi, aged about 40 years, snatched the bag of his daughter and



started to abuse and scuffle and laid her daughter, catching her hair, on ground, while the in-laws of his daughter were present there, but, they did not make protest.

Submission is that petitioner and others, accused named in the first information report, are co-villagers of the father-in-law of the daughter of the informant, Bhavnath Yadav, and at the instigation of father-in-law of daughter of informant, the informant has lodged the present case with false allegation. The petitioner has no criminal antecedent.

Having regard to the facts and circumstances of the case, let the petitioner, above named, in the event of arrest/surrender, within a period of four weeks from today, in connection with Hussainganj P.S. Case No. 111 of 2020 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 the Chief Judicial Magistrate, Siwan, 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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