

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.10724 of 2021**

Arising Out of PS. Case No.-630 Year-2019 Thana- DIGHA District- Patna

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SURAJ KUMAR SON OF TARKESHWAR RAI @ TARKESHWAR RAY  
RESIDENT OF VILLAGE- NAKTA DIYARA, P.S- DIGHA, DISTRICT-  
PATNA ... Petitioner

Versus

THE STATE OF BIHAR ... Opposite Party

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**Appearance :**

For the Petitioner : Mr. Rudra Deo, Adv.  
For the Opposite Party : Mr. Ram Priya Sharan Singh, APP

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**CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR**  
**ORAL ORDER**

2      22-12-2021                      Heard Mr. Rudra Deo, learned Advocate for the  
  
petitioners and Mr. Ram Priya Sharan Singh, learned Additional  
  
Public Prosecutor for the State.

The petitioners seek bail in anticipation of his arrest in  
connection with Digha P.S. Case No. 630 of 2019 dated  
05.11.2019 instituted for the offences under Sections 341, 323,  
504, 354, 447, 427, 379 and 34 of the Indian Penal Code.

The accusation of the petitioner is of having attempted  
to eve tease the daughter of the informant. When this was  
protested, the petitioner assaulted the members of the  
prosecution party.

Learned counsel for the petitioner has submitted that a  
false case has been lodged against him. In fact the informant  
and the petitioner are neighbours and there is dispute between  
them with respect to demarcation of land.



The learned counsel for the petitioner has further submitted that the informant is not the eye witness to the occurrence and the manner in which FIR is lodged, it appears that some body else had dictated the averments therein.

For the vagueness of the case and the background facts, the petitioner is directed to be released on bail, in the event of his arrest or surrender before the Court below within a period of four weeks from the date of receipt/production of a copy of this order, on his furnishing bail bond in the sum of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Subdivisional Judicial Magistrate, Patna, in connection with Digha P.S. Case No. 630 of 2019 subject to the conditions as laid down under Section 438(2) of the Criminal Procedure Code.

**(Ashutosh Kumar, J)**

Shamshad/-

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