

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.4328 of 2022**

Arising Out of PS. Case No.-116 Year-2020 Thana- ASARGANJ District- Munger

MAHESH RAJAK Son of Late Maharaj Rajak Resident of Village- Kumhar  
Toli, Vikrampur, P.S.- Asarganj, District- Munger.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Raj Kumar Choudhary, Advocate  
For the Opposite Party/s : Mr.Pawan Kumar Chaurasia, APP

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      16-05-2022                      Heard learned counsel for the petitioner and learned  
APP for the State.

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

The petitioner is apprehending his arrest in a case  
registered under Sections 448, 341, 323, 376, 511, 504 and 506  
of the Indian Penal Code.

The prosecution allegation, in short, is that the  
petitioner tried to outrage the modesty of the mother of the  
informant and further attempted to commit rape upon her.

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. From perusal of the F.I.R. it appears that at best it is a case for offence under Section 354 IPC and the same is triable by Magistrate. The petitioner is a 52 year's old person.

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

Considering the aforesaid facts and circumstances, let the petitioner, above named, in the event of arrest/surrender before the learned court below within a period of twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Munger in connection with Asarganj P.S. Case No. 116/2020, G.R. No. 2343/2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

**(Sudhir Singh, J)**

Pankaj/-

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