

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.21248 of 2022**

Arising Out of PS. Case No.-51 Year-2022 Thana- KHARHAGPUR District- Munger

MANOHAR BIND @ MANOHAR KUMAR SON OF ADHIKLAL BIND
R/O VILLAGE- RAJA RANI TALAB, P.S.- HAVELI KHARAGPUR,
DISTRICT- MUNGER

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Raj Kishor Prasad

For the Opposite Party/s : Mr.Dr.Mrityunjaya Kr.Gautam

CORAM: HONOURABLE MR. JUSTICE SHAILENDRA SINGH
ORAL ORDER

2 20-07-2022 The learned counsel for the petitioner is directed to
remove all the defects pointed out by the Stamp Reporter within
one month.

Heard learned counsel for the petitioner and the State.

Petitioner seeks regular bail in a case registered for
the offences punishable under Sections 354A, 354B, 341 and
323 of the Indian Penal Code.

As per allegation, petitioner entered into informant's
house and thereafter caught hold the informant and started
pressing her chest and in the meantime on hearing cry of the
informant, her mother rushed to the spot who was assaulted by
the petitioner.

The main submissions advanced by the learned
counsel for the petitioner are that petitioner has got no criminal



antecedent and has been languishing in jail since 5.2.2022, victim has not been medically examined and both parties are next door neighbour. Further submission is that petitioner's father lodged a complaint case being Complaint case no. 118C/2022 against the prosecution party and on the same day of filing of the said complaint case, informant lodged the present case.

Learned APP has opposed the prayer for bail.

In view of above submissions and mainly considering petitioner's clean antecedent, custody period and his young age as mentioned in the petition, in my view, a lenient approach may be taken in respect of the petitioner. Let the petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Judicial Magistrate Ist, Munger in Kharagpur P.S Case No. 51 of 2022 on the following conditions:-

(1) Petitioner shall co-operate in the trial and shall be properly represented on each and every date fixed by the Court below and shall remain physically present as directed by the Court below and on his absence on two consecutive dates without sufficient reason, his bail bond shall be cancelled by the Court below.



(2) If the petitioner tampers with the evidence or the witnesses, in that case the prosecution will be at liberty to move for cancellation of bail.

(3) One of the bailers shall be close relative of the petitioner who has sworn affidavit in this miscellaneous petition.

(Shailendra Singh, J)

s.hassan/-

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