

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35747 of 2021

Arising Out of PS. Case No.-151 Year-2020 Thana- SATHI District- West Champaran

1. Mogal Kumar S/O Nakched Mukhiya R/O Village-Basantpur, P.S-Sathi, District-West Champaran.
2. Bantu Mukhiya @ Banhu Mukhiya S/O Nakched Mukhiya R/O Village-Basantpur, P.S-Sathi, District-West Champaran.
3. Akshay Mukhiya S/O Shambhu Mukhiya R/O Village-Basantpur, P.S-Sathi, District-West Champaran.
4. Ashok Kumar S/O Bikram Mukhiya R/O Village-Basantpur, P.S-Sathi, District-West Champaran.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr.Sanjeev Kumar, Advocate
For the State	:	Mr.Sanjeev Kumar, APP
For the informant	:	Mr.Bimlesh Kumar Pandey, Advocate
		Ms. Anjali Kumari, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 24-05-2022 Heard learned counsel for the petitioners, learned APP
for the State and learned counsel for the informant.

Counsel for the petitioners is directed to remove the
defect(s), as pointed out by the office, within a period of four weeks.

The petitioners are apprehending their arrest in a case
registered under Sections 341, 323, 354B, 504/34 of the Indian Penal
Code and Section 8 of POCSO Act.

Allegation is that the petitioners tore clothes of the
informant and hence they tried to outrage the modesty of the
informant



It has been submitted on behalf of the petitioners that the petitioner Nos.3 and 4 have got no criminal antecedent. There is no allegation of tampering of witnesses alleged against the petitioners. The petitioners have falsely been implicated in the present case. Both the parties are agnates. Due to some family dispute the alleged occurrence is said to have taken place. F.I.R. has been instituted by the petitioners side also vide Annexure 2 to the present application.

On behalf of the State and learned counsel for the informant, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the 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 twelve weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned 7th Additional Sessions Judge-cum-Special Judge (POCSO), Bettiah, West Champaran in connection with Sathi P.S. case No.151 of 2020, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

Narendra/-

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