

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.24761 of 2022

Arising Out of PS. Case No.-787 Year-2019 Thana- MUZFFARPUR COMPLAINT CASE
District- Muzaffarpur

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Bauallal Rai Son Of Vindeshwar Ray R/O Village- Jhapha, Belahiya, P.S.-
Ahiyapur, District- Muzaffarpur

... .. Petitioner/s

Versus

1. The State of Bihar
2. Gita Devi Wife Of Yogendra Rai R/O Village- Shivraha Chathrbhuj
Mohalla, P.S.- Ahiyapur, District- Muzaffarpur

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Deepak Sahay Jamuar

For the Opposite Party/s : Mr.Rajendra Nath Jha

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 12-09-2022 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in a case
registered for the offences punishable under Sections 376, 511
and 323 of the Indian Penal Code.

As per the complaint petition, while the minor
daughter of complainant had gone out of her house to relieve
herself, this petitioner caught her and attempted to commit rape
with her.

It is submitted that petitioner has been falsely
implicated in this case because prior to lodging of this complaint
petition the petitioner lodged Ahiyapur PS Case No. 371 of



2019 against the husband of complainant and others, as the petitioner was brutally assaulted and got injured and in order to save their skin from that case, this false case has been lodged by the wife of complainant against petitioner. Petitioner claims clean antecedent.

Considering the facts aforesaid, the petitioner above-named, in the event of his arrest/surrender before the court below within a period of six weeks from the date of receipt/production of a copy of this order, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned 1st Additional District and Sessions Judge-cum-Special Judge (POCSO Act), Muzaffarpur in connection with Complaint Case No. 789 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Prabhat Kumar Singh, J)

vinita/-

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