

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.29155 of 2022

Arising Out of PS. Case No.-150 Year-2019 Thana- SARSI District- Purnia

JETHA BESRA S/o Late Sitaram Besra Resident of Village- Budhiya Gola,
P.S.- Sarsi, District- Purnia.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr.Dr. Bidhu Ranjan, Advocate
For the Opposite Party : Mr.Prem Kumar Jha, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 01-11-2022 Heard learned counsel for the petitioner and learned
APP for the State.

Learned counsel for the petitioner is directed to
remove the defect(s) as pointed out by the office within a period
of four weeks.

The petitioner is apprehending his arrest in a case
registered under Sections 323, 324, 326, 341, 379/34 of the
Indian Penal Code.

The prosecution case in short is that the accused persons
including the petitioner came at the house of the informant and
started assaulting her, as a result of which, she sustained injury.
When the family members of the informant came to rescue her,
they were also assaulted. The informant sustained injury. Cash
of rupees 5,000/- was also snatched away from husband of the
informant.



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. The offences are triable by Magistrate. The alleged occurrence is said to have taken place on 25-09-2019 and the case was instituted on 30-09-2022. The delay in instituting the case has not been explained by the prosecution.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/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, Purnea in connection with Sarsi P.S. Case No. 150 of 2019, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Sudhir Singh, J)

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