

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.2144 of 2021

Arising Out of PS. Case No.-244 Year-2017 Thana- MAHNAR District- Vaishali

MURARI PASWAN son of Budhan Paswan Resident of Village- Lodipur,
P.S.- Mahnar, District- Vaishali

... .. Petitioner/s

Versus

1.The State of Bihar
2. Jyoti Kumari daughter of Lachhuman Ram, resident of village
Mahindwara, P.S. Mahnar, District Vaishali

... .. Opposite Party/s

Appearance :

For the Petitioner	:	Mr.Ranjan Kumar Singh, Advocate
For the State	:	Mr.Pranav Kumar, APP
For opposite party No.2	:	Mr.Surya Narayan Roy, Advocate
		Mr.Ashok Kumar Singh, Advocate
		Mr.Ramesh Kumar Thakur, Advocate

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 16-05-2022 Heard learned counsel for the petitioner, learned APP for
the State and learned counsel for the opposite party No.2.

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 363, 366(A), 379, 120(B)/34 of the Indian
Penal Code and Section 4 of the POCSO Act.

Prosecution case, in short, is that the informant was
abducted by the accused persons including the petitioner.

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 informant of the case has filed a petition in the court below, where she has retracted from her earlier statement made in the F.I.R. Said petition is Annexure 2 to the present application.

Counsel for the opposite party No.2 is present and he supports that the matter has been resolved between the parties and he does not want to pursue with the present prosecution.

On behalf of the State and learned counsel for the opposite party No.2, it is submitted that the petitioner is named in the complaint case/F.I.R.

Considering the facts and circumstances of the case, the petitioner, 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 Additional District and Sessions Judge 1st-cum-Special Judge, Hajipur at Vaishali in connection with Mahnar P.S. case No.244 of 2017, 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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