

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.51317 of 2022

Arising Out of PS. Case No.-3 Year-2018 Thana- PALANWA District- East Champaran

Najrul Ansari @ Najrul Miyan Son Of Badri Miyan @ Badari Miyan R/O
Village- Gad Bahuari, P.S.- Palanwa, District- East Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Madhurendra Kumar, Advocate

For the Opposite Party/s : Mr.Nagendra Prasad, APP

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 22-12-2022 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 seeks bail in a case instituted for the
offences under Sections 341, 342, 323, 324, 325, 326, 307, 376,
511, 504 and 34 of the Indian Penal Code.

Prosecution allegation, in short, is that the petitioner
attempted to commit rape upon the informant and also assaulted
her with knife due to which she sustained injuries.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 25.03.2022. Charge-
sheet/prosecution report has been submitted in this case. There



is no allegation of tampering of witnesses alleged against the petitioner. The petitioner has falsely been implicated in the present case. There is a case and counter case between the parties. A free fight is alleged to have taken place. The injury on the accused side has not been explained by the prosecution. The prosecution has not come with clean hands. The allegation of attempt to commit rape has been added to make the allegation grave.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, it is directed that the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge-cum- Special Judge, East Champaran, Motihari in connection with Trial No. 1944 of 2021 arising out of Palanwa P.S. Case No. 03/2018.

(Sudhir Singh, J)

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