

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.7959 of 2023

Arising Out of PS. Case No.-540 Year-2022 Thana- MADANPUR District- Aurangabad

BHIM KUMAR SINGH S/O AMARJEET SINGH @ AMARJEET RAM
R/v- Sinduara, P.S.- Madanpur, District- Aurangabad

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Bhaskar Shankar, Adv

For the Opposite Party/s : Mr. Kumar Veerendra Narayan, APP

CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA
ORAL ORDER

2 18-05-2023 Heard Mr. Bhaskar Shankar, learned counsel for the

petitioner and Mr. Kumar Veerendra Narayan, learned

Additional Public Prosecutor for the State.

2. Petitioner apprehends his arrest in connection with
Madanpur PS Case No. 540/2022 dated 26.10.2022 registered
for the offence punishable under Sections 341, 342, 323, 324,
354, 337 and 504 of the IPC along with Section 12 of the
POCSO Act.

3. As per First Informant Report on 24.10.2022,
while the daughter of the informant aged about 11 years was
standing at her door, the petitioner caught hand of the
informant's daughter and tried to drag her towards the *Koli*
(*Gali*) with bad intention.

4. Learned counsel for the petitioner submits that



there is a previous land dispute between the parties and earlier also, a complaint case was filed by the informant against the petitioner and others in which the petitioner got bail which was not to the liking of the informant and the informant has falsely implicated the petitioner in this case on the basis of concocted story. He next submits that there is a delay of two days in lodging the FIR. A counter case has also been lodged by the petitioner bearing Madanpur PS Case No. 545/2022, in which the informant and other members of informant's family have been made accused. Referring to Annexure-2, learned counsel submits that the Sarpanch and other co-villagers held an enquiry and submitted a report that no such incident has taken place.

5. Regards being had to the submissions made by the parties, taking into consideration the material on record and the fact that there is longstanding previous dispute between the parties and there is case and counter case also between them, I am inclined to grant anticipatory bail to the petitioner.

6. Accordingly, let the petitioner, named above, in the event of arrest or surrender within four weeks from today, be released on anticipatory bail, on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge-



cum-Special Exclusive Judge (POCSO), Aurangabad in connection with Madanpur PS Case No. 540/2022, subject to the condition as laid down under Section 438(2) CrPC.

(Anil Kumar Sinha, J)

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