

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.10239 of 2023

Arising Out of PS. Case No.-419 Year-2019 Thana- MOTIPUR District- Muzaffarpur

Md. Harun Son Of Late Gaphur Miyan R/V- Sadha Dambar, Ward No. 13,
P.S.- Motipur, District- Muzaffarpur

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Raju Kumar

For the Opposite Party/s : Mr. Ram Sumiran Rai

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 09-05-2023 Heard learned counsel for the petitioner and
learned A.P.P. for the State.

The petitioner apprehends his arrest in a case registered for the offences punishable under Sections 307, 452, 376 and 511 of the Indian Penal Code and Section 3/4 of the Dian Act.

As per the prosecution case, on 10.06.2019 at about 2:00 PM, when the informant/complainant was at her home, the accused persons including petitioner entered into the house and destroyed the household articles, assaulted family members and also tried to outrage her modesty.

Learned counsel for the petitioner submits that no such occurrence as alleged ever took place. He has been falsely implicated in this case. The allegation levelled against the petitioner is not specific rather general and omnibus in nature.



He submits that there is case and counter case between the parties. Similarly situated co-accused have been enlarged on bail by a co-ordinate bench of this court vide order dated 21.06.2022 passed in Cr. Misc. No. 48898 of 2021 and vide order dated 28.06.2022 passed in Cr. Misc. No. 51598 of 2021. Petitioner has no criminal antecedent as mentioned in para-3 of this application.

Learned APP for the State opposes prayer for anticipatory bail.

Considering the facts and circumstances of the case, let the above named petitioner, be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Motipur P.S. Case No. 419 of 2019, subject to the condition as laid down under Section 438 (2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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