

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.10047 of 2023**

Arising Out of PS. Case No.-54 Year-2020 Thana- BELHAR District- Banka

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JODHAN YADAV SON OF DARO YADAV R/O VULHARA, P.S.-  
BELHAR, DISTT.- BANKA ... .. Petitioner/s

Versus

The State of Bihar ... .. Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr.Dhananjay Kumar Pandey

For the Opposite Party/s : Mr.Raj Ballabh Singh

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**CORAM: HONOURABLE MR. JUSTICE ANIL KUMAR SINHA**  
**ORAL ORDER**

2      19-05-2023                      Heard learned Counsel for the petitioner and learned  
Additional Public Prosecutor for the State.

This application, for grant of anticipatory bail, arises  
out of Belhar Police Station Case No. 54 of 2020, dated  
17.02.2020, disclosing offences under Sections 341/323/354/  
307 of the Indian Penal Code.

The prosecution case, as per the First Information  
Report, is that the petitioner, who happens to be the elder  
brother-in-law of the informant, with an intent to outrage her  
modesty, pulled her down on the ground, due to which she  
sustained injury in her ears and suffered bodyache.

Learned Counsel for the petitioner submits that the  
petitioner has falsely been implicated in this case due to land  
dispute between the petitioner and the informant. He further  
submits that both the parties are closely related to each other  
and the informant happens to be the wife of the younger brother



of the petitioner. He next submits that the police, after investigation, has not submitted charge sheet under Section 307 of the Indian Penal Code and filed charge sheet only under Sections 341/323/354/504 of the Indian Penal Code.

Regards being had to the submissions made on behalf of the parties and taking into consideration the fact that both the parties are closely related, there is land dispute between them and the injury sustained by the informant has not been found to be grievous in nature, I am inclined to grant the petitioner privilege of anticipatory bail.

This application is, accordingly, allowed.

Let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of four weeks from today, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of learned Judicial Magistrate, 1<sup>st</sup> Class, Banka, in connection with Belhar Police Station Case No. 54 of 2020, subject to the condition laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Anil Kumar Sinha, J.)**

Prabhakar Anand/-

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