

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.28427 of 2023

Arising Out of PS. Case No.-141 Year-2022 Thana- SIKTA District- West Champaran

Tharu Kunwar @ Anand Kumar Son Of Murari Kunwar R/O-Shikarpur, P.S.-
SIKTA, Distt.-WEST Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Brij Kishor Mishra, Advocate
For the Opposite Party/s : Mr.Shailendra Kumar, APP

CORAM: HONOURABLE MR. JUSTICE PURNENDU SINGH
ORAL ORDER

2 14-07-2023 Heard learned counsel for the parties.

The petitioner seeks pre-arrest bail in connection with
Sikta P.S.Case No.141 of 2022, registered for the offences
punishable under Sections 341, 323, 354(B), 379, 504 and
506/34 of the Indian Penal Code.

Prosecution story, in brief, is that in the Panchayat
held on 19.09.2022, all the accused persons named in the FIR
including the petitioner started abusing the informant and on
protest, they assaulted, due to which the informant fell down
and the petitioner caught hold her hair and dragged as well as
made her half-naked tearing her *saree* and *blouse*. In the
meantime, the son of the informant came forward to save her,
the petitioner assaulted him causing started oozing blood from
his mouth. The accused persons also snatched gold *mangalsutra*



and *dholna* of the informant.

The learned counsel appearing on behalf of the petitioner submits that the allegation of alleged overtact is on co-accused Murari Kunwar. The petitioner has been alleged only to be associate of the co-accused in commission of the offence. Petitioner is 22 years old and he has been falsely implicated in the case with ulterior motive and the reasons are best known to the informant.

Learned APP for the State vehemently opposed the prayer for grant of pre-arrest bail.

Considering the nature of allegation made against the petitioner, he is directed to be released on pre-arrest bail, in the event of his arrest or surrender before the court below within a period of four weeks from today, on furnishing bail bond of Rs.10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of Miss Ankita Raj, J.M. -Ist Class, Bettiah/concerned court in connection with Sikta P.S.Case No.141 of 2022, subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Purnendu Singh, J)

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