

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54839 of 2022

Arising Out of PS. Case No.-140 Year-2019 Thana- MAHILA P.S. District- Araria

=====

LALIT PASWAN LATE SIPAHI PASWAN Resident of Village- Bokantri,
P.S.- Sikty, District- Araria

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

=====

Appearance :

For the Petitioner/s : Mr.Gopal Kumar Jha

For the Opposite Party/s : Mr.Nawal Kishore Prasad

=====

**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

4 13-03-2023 Heard the learned counsel for the petitioner as well as
the learned Additional Public Prosecutor for the State.

The petitioner is seeking regular bail in connection
with Mahila P.S. Case No. 140 of 2019, registered for the
offences punishable under Sections 447, 376, 506/34 of the
Indian Penal Code.

As per allegation, three accused persons, including the
petitioner entered into the house of the prosecutrix. Co-accused
Navin Kumar Paswan committed rape upon her. The allegation
against the petitioner is that he threatened the prosecutrix not to
make hue and cry. Co-accused Navin Kumar Paswan was
apprehended at the spot and was handed over to the police.

The learned counsel for the petitioner has submitted



that there is no allegation against the petitioner to commit rape upon the victim. He was not arrested at the spot and he is under custody since 20.07.2022.

Considering the above-mentioned facts and circumstances as well as the period of custody, let the petitioner above-named be released on bail on furnishing bail bonds of Rs.10,000/- with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Araria in connection with Mahila P.S. Case No. 140 of 2019, subject to the following conditions:-

- (i) The petitioner shall cooperate in the disposal of trial and make himself available as and when required by the court.
- (ii) If the petitioner is found involved in future in the similar type of offence, the prosecution will have liberty to file an application before the court below for cancellation of the bail of the petitioner and the learned court below will take decision in accordance with law.

(Nawneet Kumar Pandey, J)

Nirmal/Kundan

U		T	
---	--	---	--

