

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.65486 of 2022

Arising Out of PS. Case No.-100 Year-2022 Thana- BANMANKHI District- Purnia

1. DUKHA MANDAL S/O JAGDISH MANDAL Resident of village- Mahadeopur, Ward no- 01, P.S.- Banmankhi, District- Purnia.
2. BULLU MANDAL S/O JAGDISH MANDAL Resident of village- Mahadeopur, Ward no- 01, P.S.- Banmankhi, District- Purnia.
3. RAJO MANDAL @ RAJENDRA YADAV @ RAJO YADAV S/O LATE DULAR YADAV Resident of village- Mahadeopur, Ward no- 01, P.S.- Banmankhi, District- Purnia.
4. SANTOSH YADAV S/O MADAN YADAV Resident of village- Mahadeopur, Ward no- 01, P.S.- Banmankhi, District- Purnia.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

Appearance :

For the Petitioners	:	Mr. Binod Kumar Sinha, Advocate Mr. Ashok Kumar, Advocate
For the State	:	Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 24-02-2023 Heard learned counsel for the petitioners and learned
APP for the State.

The petitioners apprehend their arrest in connection with Banmankhi P.S. Case No.100 of 2022, registered for the offences punishable under Sections 341, 323, 448, 354(B), 379, 504 and 34 of the Indian Penal Code.

The petitioners are said to have entered into the house of the informant and outraged her modesty. Petitioner No.1, Dukha Mandal is said to have torn the blouse of the informant and misbehaved with her. The accused persons also snatched



mobile phones and ornaments from the informant and her children.

Learned counsel for the petitioners submits that the petitioners are innocent and have falsely been implicated in the present case. The petitioners have got no criminal antecedent as stated in paragraph-3 of the bail petition. It is further submitted that no specific allegation is made against petitioners no.2 to 4. The specific allegation of outraging the modesty of the informant is against petitioner no.1, Dukha Mandal.

The learned APP for the State vehemently opposed the prayer for grant of anticipatory bail to the petitioners.

Taking into consideration the facts aforesaid , let petitioners no.2 to 4, above named, in the event of their arrest or surrender before the learned court below within a period of six weeks from today, be enlarged on bail on furnishing bail bonds of Rs.25,000/- (rupees twenty five thousand) each with two sureties of the like amount each to the satisfaction of learned A.C.J.M.-1, Purnia in connection with Banmankhi P.S. Case No.100 of 2022, subject to the conditions laid down under Section 438 (2) of the Code of Criminal Procedure.

So far as prayer for grant of anticipatory bail to petitioner no.1, Dukha Mandal is concerned, considering the



specific allegation made against petitioner no.1, Dukha Mandal,
I am not inclined to enlarge petitioner no.1, Dukha Mandal on
anticipatory bail. Accordingly, the prayer for grant of
anticipatory bail to petitioner no.1, Dukha Mandal is hereby
rejected.

(Anjani Kumar Sharan, J)

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