

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8295 of 2024

Arising Out of PS. Case No.-81 Year-2023 Thana- BHADAUR District- Patna

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Tarni Paswan S/o Siyasharan Paswan, R/o Village- Benua Basar, P.S-
Bhadaur, Distt.- Patna.

... .. Petitioner/s

Versus

The State of Bihar.

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar S.K., Advocate.

For the Opposite Party/s : Mr. Damodar Prasad Tiwary, APP.

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CORAM: HONOURABLE MR. JUSTICE SUNIL DUTTA MISHRA
ORAL ORDER

2 23-02-2024 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

2. The petitioner apprehends his arrest in connection
with Bhadaur P.S. Case No.81 of 2023 instituted under Sections
341, 323, 353, 385, 504, 506 of the Indian Penal Code.

3. As per the prosecution case, the petitioner
demanded extortion money from the Head Master of Primary
School, Benua Bazar, Bhadaur, Patna and for which he crossed
the attendance of two Assistant Teachers with pen and thereafter
tore the said attendance register.

4. Learned counsel for the petitioner submits that
petitioner is innocent and has been falsely implicated in this
case. He further submits that the petitioner has raised the
question of functioning of the school due to which there was



altercation took place between the parties for which the petitioner has filed a case and to save himself the informant has also filed counter case. He also submits that petitioner has no criminal antecedent.

5. Learned A.P.P. for the State opposes the prayer for anticipatory bail.

6. Considering the facts and circumstances of the case and submissions of learned counsel for the parties, in the event of arrest or surrender before the Court below within six weeks from today, the petitioner be released on bail upon furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand) with two sureties of the like amount to each to the satisfaction of the learned Judicial Magistrate, 1st Class, Barh under Patna Judgeship in connection with Bhadaur P.S. Case No.81 of 2023, subject to the conditions laid down in Section 438(2) of the Code of Criminal Procedure, 1973, subject to the following conditions:-

(i) Bailors should be local having sufficient immovable property within the jurisdiction of the Court concerned.

(ii) Petitioner shall co-operate in the investigation/ trial and shall be present whenever required during the



investigation/trial.

(iii) The petitioner shall file an affidavit at the time of furnishing of bail bond that he will not involve in such criminal activity during the continuance of present bail bond, violation of this condition shall be resulted into cancellation of his bail bond.

(Sunil Dutta Mishra, J)

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