

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.48894 of 2024

Arising Out of PS. Case No.-165 Year-2020 Thana- BHAIKAVSHTHAN District-
Madhubani

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1. Lalit Chaupal Son of Shauki Chaupal Resident of Village - Raiyam, P.S.-
Bhairavasthan, District - Madhubani
 2. Suraj Mukhiya @ Suraj Kumar Mukhiya Son of Aghnu Mukhiya Resident
of Village - Raiyam, P.S.- Bhairavasthan, District - Madhubani

... .. Petitioner/s

Versus

1. The State of Bihar Bihar
2. Radha Devi Wife of Pradeep Paswan Resident of Village - Raiyam, P.S.-
Bhairavasthan, District - Madhubani

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ashok Kumar

For the Opposite Party/s : Mr.Arvind Kumar Pandey (App 84)

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

3 18-10-2024 Heard the parties.

2. The petitioners apprehend their arrest in a case registered
for the offence punishable under Sections 341, 323, 325, 307,
379, 427, 506, 34 of the Indian Penal Code.

3. As per the FIR, petitioner no.1 tried to commit rape upon
the informant and other accused persons including the petitioner
no.2 assaulted the husband of the informant and also molested
the informant.

4. It is submitted by learned counsel for the petitioners that
petitioners are quite innocent and have committed no offence.
They have been falsely implicated in this case. No such



occurrence, in the manner as alleged, has ever taken place. There is a case and counter case between the parties and both sides have sustained injuries. It is further submitted that similarly situated co-accused persons have been granted bail by this Court vide order dated 17.07.2023 passed in Cr. Misc. No.28107 of 2023. Petitioners have no criminal antecedent.

5. Learned APP for the State opposed the prayer for anticipatory bail.

6. Having regard to the facts and circumstances of the case, let the above named petitioners, be released on bail, in the event of their arrest or surrender before the learned Court below within a period of six weeks from today, on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) **each** with two sureties of the like amount each to the satisfaction of the learned court below where the case is pending/Successor Court in connection with Bhairawasthan P.S. Case No.165 of 2020 subject to the conditions as laid down under Section 438(2) of the Cr.P.C.

(Anjani Kumar Sharan, J)

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