

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53566 of 2024

Arising Out of PS. Case No.-219 Year-2024 Thana- BHAGWAN BAZAR District- Saran

Durgesh Mahto S/o- Kanhaiya Matho Mohalla- Bagwan Bazar Thana Road
W.No-14, Ps- Bhagwan Bazar Dist- Saran

... .. Petitioner/s

Versus

1. The State of Bihar
2. Tarkeshwar Mahto son of Late Krishna Mahto R/o- Bhagwan Bazar Road
No-14, Ps- Bhagwan Bazar Dist- Saran at Chapra

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dewendra Narayan Singh, Advocate

For the Opposite Party/s : Mr.Abhay Kumar, A.P.P.
Mr. Anil Kumar Tiwary, Advocate

CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

3 06-12-2024 Heard learned counsel for the petitioner, the State
and opposite party no.2.

2. The petitioner seeks regular bail in a case registered
for the offence punishable under Sections 323, 324, 307, 448,
504/34 of the Indian Penal Code and Section 8 of the POCSO
Act.

3. As per F.I.R., this petitioner pushed informant's
wife down by catching her hair. Accused persons tried to
outrage modesty of daughters of informant. When informant
protested, all the accused persons assaulted with sword.

4. Learned counsel appearing for the petitioner
submits that the petitioner is innocent and has falsely been
implicated in this case. parties are agnate and as a matter of fact,
at the relevant time, petitioner and his father had gone to the
informant's house to pacify the matter, but in the meantime
informant abused and assaulted the petitioner side for which
Bhagwan Bazar Police Station Case No. 220 of 2024 was



lodged by the petitioner against the informant and others. Charge sheet has already been filed. Petitioner is in custody since 1.5.2024.

5. Learned counsel for the State and opposite party no.2 oppose the prayer for bail.

6. Considering the aforesaid facts of the case, prayer for regular bail of the petitioner is allowed. Let the petitioner as mentioned above be released on bail on furnishing bail bond of Rs.10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Exclusive Special Judge, POCSO Act, Saran at Chapra in connection with Bhagwan Bazar P.S. Case No. 219 of 2024.

(Prabhat Kumar Singh, J)

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