

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.56797 of 2024

Arising Out of PS. Case No.-5 Year-2024 Thana- MAHILA PS District- East Champaran

Bishwanath Sah @ Vishwanath Sah S/o Etbar Sah @ Aitbar Sah R/o vill -
Banjariya, Ward No. 6, P.S. - Banjariya, Distt. - East Champaran at Motihari
... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Shashank Shekhar, Advocate
For the Opposite Party/s : Ms. Sharda Kumari, A.P.P.

CORAM: HONOURABLE MR. JUSTICE SATYAVRAT VERMA
ORAL ORDER

- 2 22-08-2024 1. Heard learned counsel for the petitioner and learned
A.P.P. for the State.
2. The petitioner apprehends his arrest in a case registered
for the offences punishable under Sections 376, 420, 406 and 504/34
of the Indian Penal Code.
3. Learned counsel for the petitioner submits that
petitioner is a person with clean antecedent and is a senior citizen
aged about 64 years.
4. The informant alleges that Sudhir Sah concealing his
first marriage, established physical relation with the informant on
pretext of marriage and from the relationship a child was born. It is
further alleged that when informant came to know about the first
marriage of Sudhir Sah she confronted him on which he assaulted
her. It is next alleged that Sudhir Sah and his father (petitioner) on
pretext of marriage had taken Rs.3 lakhs and ornaments worth Rs.7
lakhs and thereafter she was ousted.



5. Learned counsel for the petitioner submits that petitioner has been falsely implicated in the instant case by the informant with general and omnibus allegation being father of Sudhir Sah. It is further submitted that thrust of the allegation is against Sudhir Sah and his father has been implicated in the case only to coerce Sudhir Sah into submission.

6. Learned A.P.P. for the State opposes the prayer for anticipatory bail of the petitioner.

7. Considering the submissions made by the learned counsel for the petitioner, let the petitioner above-named, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, be released on anticipatory bail on furnishing bail bonds of Rs.10,000/- (Rupees Ten Thousand) 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 Mahila P.S. Case No. 05 of 2024, subject to the conditions as laid down under Section 438 (2) of the Cr.P.C.

(Satyavrat Verma, J)

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