

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.75409 of 2024

Arising Out of PS. Case No.-760 Year-2010 Thana- PATNA COMPLAINT CASE District-
Patna

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Laddu S/o Suraj Prasad R/o Mohalla - Mangal Talab, Bag Maloo, Harijan colony, P.S. - Khajekalan, Distt. - Patna

... .. Petitioner/s

Versus

1. The State of Bihar
2. Malti Devi W/o Raghubir Prasad R/o Mohalla - Mangal Talab, Bag Malo Harijan Colony, P.S. - Khajekalan, Distt. - Patna

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Deepak Kumar
For the Opposite Party/s : Mr. Umanath Mishra

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CORAM: HONOURABLE JUSTICE SMT. SONI SHRIVASTAVA
ORAL ORDER

4 16-06-2025 Heard learned counsel for the petitioner and learned Additional Public Prosecutor for the State. Despite issuance of notice to the opposite party no. 2 and the receipt of the same by the opposite party no. 2 personally, no one appears on behalf of the opposite party no. 2.

2. The petitioner is apprehending his arrest in a case registered for the offence punishable under Sections 323, 341, 448, 354, 379 of the Indian Penal Code.

3. The present case arises out of complaint petition filed on behalf of the grand mother of the victim girl against the petitioner and his entire family relating to an occurrence which happened on 03.08.2010 alleging therein that the petitioner was



trying to outrage the modesty of her grand daughter aged about 8 years.

4. Learned counsel for the petitioner submits that as a matter of fact, the petitioner happens to be the neighbour of the complainant and on account of some personal animosity between them, he along with his entire family has been made an accused in the present complaint case. It has also been submitted that the complaint has been filed after a delay of two days and the same does not stand explained. Learned counsel for the petitioner has also pointed out from the statement of the complainant recorded on solemn affirmation that she has replied to the Court that she is not aware as to whether the case has been filed against her too and moreover, she has also stated that the victim i.e. the grand daughter along with others was in her house at the time of occurrence. In such view of the matter, it does not get explained as to how the petitioner was trying to outrage the modesty of the girl who was inside the house.

5. Taking into view the entire facts and circumstances and also considering that it appears to be a dispute between the neighbours and further also taking into consideration that by filing of a supplementary affidavit the petitioner has brought on record the entire order-sheet and has also explained that as soon



as he got aware of the present case, he immediately applied for anticipatory bail.

6. Learned APP for the State has opposed the application for anticipatory bail.

7. Considering all the above mentioned facts and circumstances and the petitioner has no criminal antecedent, let the above named petitioner in the event of his arrest or surrender before the learned Court below within a period of four weeks from today, be enlarged 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 the learned court below where the case is pending/successor court in connection with Complaint Case No. 760 of 2010, subject to the condition as laid down under Section 438 (2) of the Cr.P.C./482(2) of the B.N.S.S.

(Soni Shrivastava, J)

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