

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.25036 of 2015

Arising Out of PS.Case No. -9 Year- 2015 Thana -MAHILA P.S. District- ARRARIA

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1. Mithilesh Kumar Son of Bhola Yadav resident of village - Haripur Kala,
P.S. - Bhargama, District - Araria.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar Singh

For the Opposite Party/s : Mr. Ansuiya Jaiswal (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 21-07-2015 Heard learned counsel for the petitioner and
learned A.P.P. appearing for the State.

The petitioner is in custody in a case registered
under Section 376 of the Indian Penal Code.

The prosecution case, in brief, is that on
25.02.2015 at about 7.30 hour while the informant was alone
in her house, the petitioner committed rape on her after tying
her mouth and hands. After an hour when her husband came
he found her in unconscious position. The matter was
reported to the Sarpanch and he advised them to go to Araria
Mahila P.S. and on the basis of information furnished by the
victim Araria Mahila P.S Case No. 09 of 2015 has been
instituted.

It is submitted on behalf of the petitioner that the

petitioner is in custody since 28.02.2015 and charge sheet has been submitted in this case. It is further submitted that the petitioner has got no criminal antecedents.

From perusal of Annexure-2 it appears that the Doctor has found no sign of rape upon the victim.

On behalf of the State it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Araria in connection with Araria Mahila P.S. Case No. 09 of 2015.

(Sudhir Singh, J)

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