

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.38801 of 2014

Arising Out of PS.Case No. -2 Year- 2014 Thana -KISHANGANJ District- KISANGANJ

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1. Munna Paswan Son of Late Ashok Paswan @ Dipu Paswan resident of
Dumaria Bhatha, Police station and Distt - Kishanganj

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dilip Kumar Singh

For the Opposite Party/s : Mr. Hirday Pd.Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 13-02-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

Petitioner is in jail custody since 28.06.2014 in a case
registered under section 376, 313 and 120B of the Indian Penal
Code on the basis of Complaint Case.

The accusation against the petitioner is that he
committed rape on informant on 16.11.2012 and after that he
continuously sexually assaulted on false promise of marriage. The
informant became pregnant and thereafter petitioner put Vermilion
on the forehead of the informant in a temple and solemnized his
marriage with the informant and also gave some tablets to the
informant so that her pregnancy could be terminated. After
termination of the pregnancy petitioner refused to solemnize his

marriage, though the informant and her family members called panchyati to resolve the dispute.

It would appear from perusal of the first information report, that at the time of filing of complaint case bearing Complaint Case No. 1632 of 2013, the informant gave her age as 18 years and, therefore, it is apparent from the aforesaid fact that the informant was major at the time of filing of the complaint petition.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Sessions Judge, Kishanganj in connection with session trial no. 1009 of 2014, arising out of Kishanganj P.S.Case No. 02 of 2014.

Namita/-

(Hemant Kumar Srivastava, J)

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