

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5417 of 2015

Arising Out of PS.Case No. -234 Year- 2014 Thana -HUSAINGANJ District- SIWAN
=====

1. Sujit Ram Son of Chintaman Ram
..... Petitioner/s

Versus

1. The State of Bihar

..... Opposite Party/s
=====

Appearance :

For the Petitioner/s : Mr. Ramchandra Sahni

For the Opposite Party/s : Mr. Manish Kumar No.2(App)
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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 10-02-2015 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner apprehends his arrest in connection with
Hussainganj P.S. Case No. 234 of 2014 registered for the offences
punishable under Sections 366A/34 of the Indian Penal Code.

The victim in her statement recorded under Section
164 of the Cr.P.C. very clearly stated that she solemnized her
marriage with the petitioner by her own sweet will and after
marriage, she became pregnant. The age of the victim was
assessed by the learned Magistrate as 18 years whereas victim
disclosed her age as 22 years. It appears that learned Sessions
Judge rejected the prayer of the petitioner only on the ground of
medical report in which the age of the victim was found between
16 to 17 years.

Considering the aforesaid facts and circumstances as well as submissions of the parties, this anticipatory bail petition is allowed and it is ordered that petitioner, in the event of his arrest/ surrender within four weeks from the date of receipt of this order to the court concerned, shall be released on bail on furnishing bail bonds of Rs 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Siwan in Hussainganj P.S. Case No. 234 of 2014 subject to condition as laid down under Section 438(2) of the Cr.P.C.

(Hemant Kumar Srivastava, J)

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