

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.45017 of 2014

Arising Out of PS.Case No. -263 Year- 2012 Thana -PANCHRUKHI District- SIWAN

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Guddu Kumar @ Guddu Prasad son of Late Vikrama Prasad, Resident of
Village- Hariharpur Bela, P.S.- Jamo Bazar, District- Siwan

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bijay Prakash Singh

For the Opposite Party/s : Mr. Rajendra Nath Jha(App)

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CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

3 16-04-2015 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in
Panchrukhi P.S. Case No.263 of 2012 for the offence under
Sections 366(A) and 376/34 of the I.P.C.

Learned counsel for the petitioner submits that the
girl in question was not minor as has been alleged rather the
medical report shows that she was 18-19 years as on 8.7.2013.He
further submits that the petitioner and said Seema Kumari have
since married in court and they have been living peacefully as wife
and husband and out of their wedlock a son is born who is of three
months. The said fact has come on the record by way of an
affidavit filed by the victim girl Seema Devi claiming herself wife

of the petitioner Guddu Kumar.

Considering the peculiar facts and circumstances of the case and also the fact that the petitioner and the girl have married, let the petitioner, above named, in the event of his arrest or surrender before the court below within two weeks from today, be released on bail on furnishing bail bond of Rs.10,000/- with two sureties of the like amount each to the satisfaction of the C.J.M., Siwan, in Panchrukhi P.S. Case No.263/12 subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Anjana Mishra, J)

AnilKrSinha/-

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