

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.41871 of 2014

Arising Out of PS.Case No. -567 Year- 2013 Thana -PURNEA SADAR District- PURNIA

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Sameer Mandal @ Nepla Mandal S/o Late Kesav Mandal Resident of
Village-Sani Mandir (Purnea), P.S.-Sadar, District-Purnea.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raj Kumar

For the Opposite Party/s : Mr. Sunil Kumar Pandey (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

6 04-09-2015 Heard learned counsel for the petitioner and learned

counsel for the State assisted by the learned counsel for the

inforant.

The petitioner is apprehending his arrest in connection
with Sadar P.S. Case No.567 of 2013 for the offences instituted
under Sections 376, 120 (B) of the I.P.C. and Section 3/4 of the
Scheduled Castes and Scheduled Tribes (prevention of atrocities)
Act.

The prosecution story, in brief, is that when the
informant Sita Devi who happens to be the maid in the house of
the petitioner, was cleaning the house the petitioner and the
mother of the petitioner who is a school teacher had gone to the
School, Gulab Bagh, the petitioner bolted the room and forcibly

committed rape upon the victim. The petitioner threatened her not to disclose it to anyone and he went on perpetuating this act on false assurance of marriage the victim became pregnant. The co-accused including petitioner got the victim aborted.

It has been submitted on behalf of the petitioner that the petitioner has got no criminal antecedent. The petitioner has been falsely implicated in the present case. Petitioner denies the allegation of any physical relationship with the informant. It has further been pointed out that the matter has been settled between the parties.

On behalf of the State and the informant it has been submitted that the matter has already been resolved between the parties.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail in the event of his arrest or surrender before the learned court below within a period of four weeks from today in connection with Sadar (Purnea) P.S. Case No.567/13 of 2013 corresponding to G.R. No.4364/13 on furnishing bail bond of Rs.10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned C.J.M., Purnea, subject to the conditions as laid down

under Section 438(2) of the Code of Criminal Procedure.



(Sudhir Singh, J)