

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.36581 of 2015

Arising Out of PS.Case No. -65 Year- 2014 Thana -MUNGER MUFFASIL District- MUNGER

1. Chandan Singh Son of Subodh Singh resident of village - Laxmipur
Garh, Police Station - Muffasil, District - Munger

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Sanjeev Ranjan

For the Opposite Party/s : Mr. A.M.P.Mehta(App)

CORAM: HONOURABLE MR. JUSTICE DINESH KUMAR
SINGH
ORAL ORDER

2 10-09-2015

Heard learned counsels for the petitioner and the
State.

The petitioner is apprehending arrest in a case
registered for the offences punishable under sections
376,328,342,323 and 504/34 of the Indian Penal Code.

The accusation against the petitioner is that he
ravished the victim.

It is submitted by the learned counsel for the
petitioner that the victim got her aged recorded as 17 years in 164
Cr.P.C. statement when the court assessed her age as 18 years
where she has not supported the accusation of rape rather she has
only suggested that the petitioner proposed to marry and kept
confined for some time.

In view of 164 Cr.P.C. statement of the victim, prima facie, the case under section 376 IPC is not made out which may constitute ground for consideration of the prayer for regular bail of the petitioner by the learned court below in case the petitioner surrenders within six weeks from today in connection with Mufassil (Munger) P.S. Case No. 65 of 2014 pending in the court of learned CJM, Munger.

This application is disposed of with the aforesaid observation/direction.

(Dinesh Kumar Singh, J)

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