

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.19164 of 2015**

Arising Out of PS.Case No. -155 Year- 2014 Thana -BHANGWANPUR HAT District- SIWAN

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1. Jagdeo Prasad son of Late Ram Dayal Prasad, resident of village  
Gopalpur, P.S. Bhagwanpur Hat, District Siwan

.... .... Petitioner/s

Versus

1. The State of Bihar

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

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**Appearance :**

For the Petitioner/s : Mr. Naresh Prasad

For the Opposite Party/s : Mr. Parmanand Prasad (App)

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3      02-09-2015      Heard learned counsel for the petitioner and learned counsel  
for the State.

The petitioner is languishing in custody since 17.11.2014  
for the offences instituted under Sections 376 of the Indian Penal  
Code.

The prosecution story, in brief, is that petitioner  
committed rape on the informant and also assaulted her in her  
house. On alarm, he fled away.

It has been submitted on behalf of the petitioner that the  
petitioner is in custody since 17.11.2014. Chargesheet has been  
submitted in this case. Petitioner has got no criminal antecedent.

From perusal of the statement made by the victim under  
Section 164 Cr. P.C., it will appear that there is specific allegation  
against Deonath as far as the petitioner is concerned, he had

reached the place of occurrence on Hulla raised by the victim.

On behalf of the State it has been submitted that there is no allegation against the petitioner recorded under Section 164 of the Cr. P.C. by the victim girl.

Considering the aforesaid facts and circumstances, let the petitioner above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten Thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Siwan, District-Siwan in connection with Bhagwanpur Hat P.S. Case No. 155 of 2014.

**(Sudhir Singh, J)**

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