

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.37935 of 2015

Arising Out of PS.Case No. -4 Year- 2014 Thana -MATIARIA District-
WESTCHAMPARAN(BETTIAH)

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Ramsharan Diswa Son of Chandradeo Diswa resident of Dhumli Pipara,
P.S. Matiyariya, District - West Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Bimlesh Kumar Pandey

For the Opposite Party : Mr. Sanjay Kumar Tiwary (App)

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 03-11-2015 Heard the counsel for the petitioner and counsel for the

State.

The petitioner is languishing in jail since 16.06.2015 in

a case instituted under Sections 420, 376, 315 and 316 of the

Indian Penal Code.

As per prosecution case, it is a case of rape committed

upon the victim girl, namely, Sima Kumari by the accused

persons.

It has been submitted on behalf of the petitioner that

the petitioner is in custody since 16.06.2015. Chargesheet has

been submitted in the case. There is no allegation of tampering of

evidence against the petitioner. Petitioner has got no criminal

antecedent. As per the allegation, on the false assurance given by

the petitioner to marry the victim, he committed rape upon her and later on he refused to marry her. The allegation of abortion is an imaginary story and the same has got no medical proof. The informant is a lady of easy virtue. The other co-accuse Mosmat Dipani has been granted anticipatory bail by this Court vide Cr.Misc.No.29249 of 2014 and other co-accused has been granted regular bail by this Court vide Cr.Misc.No.30975 of 2014. The petitioner is an employee in the Railways.

On behalf of the State, it has been submitted that the petitioner is named in the FIR.

Considering the aforesaid facts and circumstances, let the above named petitioner 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 learned CJM, Bettiah, West Champaran in connection with Matiyariya P.S.Case No.04 of 2014.

(Sudhir Singh, J)

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