

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30279 of 2015

Arising Out of PS.Case No. -80 Year- 2004 Thana -KALYANPUR District- SAMASTIPUR

=====

Rajesh Rai, S/O Tej Narayan Rai, Resident of village Jitwariya, P.S.
Kalyanpur, District Samastipur

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

=====

Appearance :

For the Petitioner/s : Mr. Bijay Bhushan Prasad, Adv.

For the Opposite Party/s : Mr. Md. Aslam Ansari, A.P.P.

=====

CORAM: HONOURABLE JUSTICE SMT. ANJANA MISHRA
ORAL ORDER

2 05-08-2015 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner is apprehending his arrest in connection
with Kalyanpur P.S. Case No. 80 of 2004 registered for the
offences punishable under Sections 376 and 511 of the Indian
Penal Code.

It is submitted on behalf of the petitioner that the
present case was lodged in the year 2004 on the basis of
allegations made by the lady who used to go to collect wood in the
village. It is submitted that though the petitioner had lodged a
complaint earlier in the Panchayat regarding theft having been
resorted to by the lady, in retaliation thereto she had lodged the
present case and it was only after a lapse of nearly 11 years that
the concerned Magistrate had been pleased to take cognizance of

the matter.

Considering the nature of allegation and also the fact that the petitioner has no criminal antecedent, let the above named petitioner, in the event of his arrest or surrender before the court below within a period of three weeks from the date of receipt/production of a copy of this order, 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, Samastipur in connection with Kalyanpur P.S. Case No. 80 of 2004, subject to the conditions as laid down under Section 438(2) Cr.P.C.

(Anjana Mishra, J.)

Vats/-

U		T	
---	--	---	--