

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.11778 of 2016

Arising Out of PS.Case No. -490 Year- 2015 Thana -AGAMKUAN District- PATNA

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Mithun Sahni S/o Jago Sahni Resident of Kachiva, P.S. - Agamkuan,
District - Patna.

.... Petitioner/s.

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dharmesh Kumar

For the Opposite Party/s : Mr. Suman Kumari Singh(App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

2 16-03-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered under
Sections-420 & 376 of the Indian Penal Code.

The statement of victim was recorded u/S 164 of the
Cr.P.C. in which, she stated that she was in love with petitioner
and the petitioner established physical relation with her on
promise of marriage but subsequently, the petitioner refused to
solemnize his marriage with the victim. The victim disclosed her
age as 20 years and the learned Magistrate, who recorded the
statement, also assessed age of the victim as 20 years though the
Medical Board found the victim between 17-19 years of age.

Contention on behalf of the petitioner is that the

petitioner and the victim are of same caste and as a matter of fact, the informant pressurized the petitioner for marriage with the victim and when the petitioner and his family members refused, the informant brought this case.

Considering the above-said facts and circumstances of the case as well as submission of the parties, let the petitioner named above, be released on bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with Agamkuan P.S. Case No. 490 of 2015 to the satisfaction of learned Additional Chief Judicial Magistrate, Patna City.

A.K.V./-

(Hemant Kumar Srivastava, J)

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