

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52391 of 2015

Arising Out of PS.Case No. -10 Year- 2015 Thana -MAHILA PS District- AURANGABAD

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Pappu Kumar son of Radheshyam, resident of village - Jamhore, P.S.-
Jamhore, District - Aurangabad

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Dr. Satyendra Kumar Srivastava, Advocate

For the Opposite Party/s : Mr. R.S.Choudhary, APP

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CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR
SINGH
ORAL ORDER

3 30-01-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks bail in connection with Aurangabad
Sadar Mahila P.S. Case No.10 of 2015 registered under Sections
323, 376 and 506 of the Indian Penal Code as well as Sections 3
and 4 of the Dowry Prohibition Act.

It is contended that the allegations made in the FIR are
not true. The FIR itself shows that it was the case of consensual
relationship between the informant and the petitioner for six years
and in view of the fact that the informant is a grown up lady, the
ingredients of the offence punishable under Section 376 of the
Indian Penal Code would not be attracted.

On the other hand, learned counsel for the State has

opposed the application for grant of bail. He has submitted that the petitioner was having live-in relationship with the informant for six years on false pretext of marriage and subsequently he resiled from the promise.

Regard being had to the facts and circumstances of the case, the above named petitioner is directed to 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 S.D.J.M., Aurangabad in connection with Aurangabad Sadar Mahila P.S.Case No.10 of 2015 corresponding to G.R. No.723 of 2015.

(Ashwani Kumar Singh, J)

Md.S./-

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