

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.53370 of 2015**

Arising Out of PS.Case No. -65 Year- 2013 Thana -PARSABAZAR District- PATNA

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DILIP MALAKAR @ DILIP MLAKAR @ DILIP BHAGAT SON OF  
LATE GANESH BHAGAT, RESIDENT OF VILLAGE- KURTHAUL  
DARIYAPUR, P.S. PARSA BAZAR, DISTRICT- PATNA.

.... .... PETITIONER/S

VERSUS

THE STATE OF BIHAR

.... .... OPPOSITE PARTY/S

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**Appearance:**

For the Petitioner/s : Mr. Gouranga Chatterjee, Adv.

For the Opposite Party/s : Mr. Ajit Kumar(App)

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**CORAM: HONOURABLE MR. JUSTICE ADITYA KUMAR TRIVEDI**  
**ORAL ORDER**

3 15-02-2016

Supplementary affidavit has been filed on behalf of  
petitioner, taken on record.

Heard learned counsel for the petitioner as well as  
learned Additional Public Prosecutor.

At an earlier occasion prayer for bail of petitioner  
was rejected vide order dated 09.02.2015 passed in connection  
with Cr. Misc. No.4798 of 2015.

From the case diary, it is evident that as the  
petitioner was apprehended during course of investigation on  
25.11.2014 (para-44), as such, charge sheet was submitted  
against him under Section 372/34 of the IPC keeping the  
investigation pending against co-accused Nagendra Pandit and  
his wife Soni Devi @ Disco Devi. From Annexure-4 of  
supplementary affidavit, statement of alleged victim Dolly  
Kumari, it is evident that she had gone to Delhi along with  
Debar of her sister Kaushalaya Devi at the time of delivery of  
Kaushalaya Devi and while she was staying there, she  
developed intimacy with one Mukesh Chauhan with whom she

married and was leading happy marital life out of which she had begotten a child aged about one year. She on her own shown as 23 years controverting the allegation so put by the informant, her mother with regard to her disappearance at the instance of her neighbour Nagendra Pandit, his wife Soni Devi in collusion with the petitioner, Dilip Malakar.

That being so, petitioner Dilip Malakar @ Dilip Mlakar @ Dilip Bhagat is directed to be released on bail on furnishing bail bonds of Rs.10,000/-(ten thousand) with two sureties of the like amount each, to the satisfaction of learned VIIIth Additional Sessions Judge, Patna in connection with Sessions Trial No.123 of 2015 arising out of Parsa Bazar P.S. Case No.65 of 2013.

(Aditya Kumar Trivedi, J.)

PN/-

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