

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57950 of 2015

Arising Out of PS.Case No. -197 Year- 2015 Thana -BELDAUR District- KHAGARIA

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1. Suman Kumar Son of Subodh Singh Resident of Village - Shekhpura,
P.S.- Muffasil, District - Khagaria

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Viveka Nandsingh

For the Opposite Party/s : Mr. B.Ram (App)

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR SRIVASTAVA
ORAL ORDER

2 04-01-2016 Heard learned counsel for the petitioner as well as

learned Additional Public Prosecutor for the State.

The present case has been registered on the basis of written report, submitted by the victim, who levelled allegation of kidnapping and rape against the petitioner. The victim disclosed her age as 16 years whereas; she was found aged about 18 years by the learned Magistrate, who recorded the statement of victim u/S 164 of the Cr.P.C. and similarly, the victim was found between 17-18 years of age by the doctor, who had examined the victim after institution of the present case.

Learned counsel for the petitioner points out that prior to institution of the present case, the victim had filed complaint case bearing Complaint Case No. 1733 of 2015 in which, the

learned Chief Judicial Magistrate, Bhagalpur directed the police officials to inquire into the allegation and to submit a report. Police after due inquiry, submitted report finding the accusation untrue.

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 Beldaur P.S. Case No. 197 of 2015 to the satisfaction of Sri P.C. Verma, J.M.-Ist Class, Khagaria.

A.K.V./-

(Hemant Kumar Srivastava, J)

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