

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.30967 of 2016**

Arising Out of PS.Case No. -11 Year- 2016 Thana -KHIRHAR District- MADHUBANI

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1. Raja Kumar Mandal, Son of Sri Ramjatan Mandal, resident of Village-  
Balarahi, P.S.- Khirhar, District- Madhubani.

.... .... Petitioner/s

Versus

1. The State of Bihar

.... .... Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Sri Anand Mohan Prasad Mehta

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

3 21-09-2016

Heard learned counsel for the petitioner and the State.

The petitioner is in custody in a case registered under  
Sections 376, 120(B) of the Indian Penal Code.

The victim made allegation that the petitioner on the  
pretext of marriage with her, established physical relationship and  
when she became pregnant, the petitioner refused to marry with  
her.

It has been submitted on behalf of the petitioner that the  
petitioner is in custody since 29.05.2016. Charge sheet has been  
submitted in the present case. The petitioner has got no criminal  
antecedent. There is no allegation of tampering with the witnesses  
alleged against the petitioner. The petitioner has falsely been  
implicated in the present case. From perusal of paras 15,16 and 18

of the case diary it is evident that there was love affairs between the petitioner and the victim. It is further submitted that the petitioner may be released after completion of nine months in custody from 29.05.2016.

On behalf of the State, it is submitted that the petitioner is named in the FIR and has refused to marry with the victim.

Considering the aforesaid facts and circumstances of the case, let, above named petitioner, after completion of nine months in custody from 29.05.2016, 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 A.C.J.M., Benipatti (District- Madhubani) in connection with Khirhar P.S.Case No. 11 of 2016.

**(Sudhir Singh, J)**

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