

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.57470 of 2015

Arising Out of PS.Case No. -256 Year- 2013 Thana -KESARIA District-
EASTCHAMPARAN(MOTIHARI)

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Santosh Mishra son of Late Uma Shankar Mishra, Resident of village-
Purani Bazaar Keshariya, P.S.- Keshariya, District- East Champaran

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Shakil Ahmad Khan, Adv.

For the Opposite Party/s : Mr. Sanjay Kr. Singh(App)

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA

ORAL ORDER

4 18-02-2016 Heard learned counsel for the petitioner and the learned
A.P.P. for the State.

The petitioner is accused in connection with Keshariya
P.S. Case No. 256/2013 registered under Section 366A of the
Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that the petitioner is not named in the FIR. In course of
investigation the statement of the victim Reena Devi was recorded
under Section 164 of the Cr.P.C. which appears from para 68 of
the case diary in which she has stated that the lady Urmila Devi
who used to cook the meal in the school used to send her at the
house of Pandit who also committed rape with her. Thereafter, on
mere suspicion the petitioner Santosh Mishra being the caste of

Brahmin has been arrested by the police. Further submission is that while the petitioner is in custody since 26.07.2015, he has not been put on T.I.P. for identification by the victim.

Having regard to the facts and circumstances of the case, the petitioner, above named, 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 1st Additional Sessions Judge, East Champaran, Motihari in connection with POSCO Trial Case No. 45/2015 arising out of Keshariya P.S. Case No. 256/2013. Out of two sureties, one surety must be the close relative of the petitioner.

(Rajendra Kumar Mishra, J.)

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