

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.13801 of 2016

Arising Out of PS.Case No. -165 Year- 2015 Thana -BARSOI District- KATIHAR

Holia Shil, Son of Late Bhiven Shil, resident of Village -Kasba Tola O.P.
Kachna, P.S. Barsoi, District- Katihar.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

Appearance :

For the Petitioner : Mr. Md. Helal Ahmad, Advocate

For the Opposite Party : Mr. Indra Kumar Singh(APP)

CORAM: HONOURABLE MR. JUSTICE NAVANITI PRASAD SINGH
ORAL ORDER

3 01-06-2016 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner apprehends his arrest in relation to
Barsoi P.S. Case No. 165 of 2015 registered under Sections
366/34/120(B) of the Indian Penal Code.

The victim girl has made statement under section 164
of the Cr.P.C. that the petitioner along with one Vikash took her
away by motorcycle and kept her at lonely place, where co-
accused Vikash established sexual relationship with her several
times. The petitioner could not have made any attempt of sexual
intercourse with the victim. The entire allegation is with regard to
one Vikash.

It is submitted that in fact the victim had an affair

with Vikash but she was voluntarily married with another, from where she eloped with Viksah but due to village politics, the present case has been lodged.

Be that as it may, in the event of his arrest/surrender before the court below within four weeks, let the above named petitioner be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (Rupees Ten Thousand Only) with two sureties of the like amount each to the satisfaction of C.J.M., Katihar, in connection with Barsoi P.S. Case No. 165 of 2015, subject to conditions laid down under Section 438(2) of the Code of Criminal Procedure.

(Navaniti Prasad Singh, J.)

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