

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46628 of 2016

Arising Out of PS.Case No. -20 Year- 2016 Thana -MAHILA P.S. District- PATNA

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Sunny Kumar, S/o- Late Ashok Saw, R/v- Ward No.-3, Khushroopur, P.S.-
Khushroopur, District- Patna.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Vijay Kumar Sinha

For the Opposite Party/s : Smt. Gulnar Begam

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CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA
ORAL ORDER

3 06-12-2016 Heard learned counsel for the petitioner as well as
learned Additional Public Prosecutor for the State.

Petitioner seeks bail in a case registered for the
offences punishable under Sections 376, 506 of the Indian Penal
Code.

The informant claims in her written report that
petitioner forcibly established physical relation with her sometime
in the year 2015 and got prepared a C.D. She further claims that
petitioner gave threatening to upload the aforesaid C.D. on internet
and on the basis of aforesaid threatening he continued to sexually
exploit her.

Submission on behalf of the petitioner is that the
informant is a major lady and she was found between 25 to 30



years old in her medical examination. It is further submitted that fact and circumstance of the case goes to show that the informant was a consenting party and moreover, neither any chip nor any C.D. was recovered from possession of the petitioner, against whom investigation has already been completed.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner 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 Chief Judicial Magistrate, Patna in connection with Mahila P.S. Case No. 20 of 2016.

(Hemant Kumar Srivastava, J)

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