

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6665 of 2017

Arising Out of PS.Case No. -66 Year- 2016 Thana -AWADPUR District- KATIHAR

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Md. Nazim @ Md. Nazim Hussain, Son of Md. Arzaque Hussain, resident
of village - Maltipur, P.S. Abadpur, District - Katihar

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ajit Kumar Singh

For the Opposite Party/s : Mr. Damodar Prasad Tiwary

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 15-02-2017 Heard learned counsels for the petitioner and the
State.

The petitioner, who is in custody, seeks bail in
connection with Abadpur P.S.Case No. 66 of 2016 registered
under Sections 384 and 376/34 of the Indian penal Code.

Allegation in brief is that the petitioner, for the first
time, made sexual contact with the informant's daughter two and
half years ago and since then he used to sexually exploit her and
when she became pregnant then she disclosed about the incidence.

It is submitted that the girl is major and as per
medical report, the doctor has found her age 17-18 years and it
was a consensual sexual relationship and when the petitioner
declined to marry then this case was lodged and when the
petitioner came to know about lodging of FIR against him, he



surrendered on 22.12.2016 and he is in custody since then and has no criminal antecedent.

Learned counsel appearing on behalf of the informant submits that the girl, in her statement recorded under Section 164 Cr.P.C., supported the case.

Having considered the aforesaid facts and circumstances, the petitioner, named above, is directed to be released on bail upon furnishing bail bond of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate-1st Class, Katihar in connection with Abadpur P.S. Case No. 66 of 2016 with condition that one of the bailors shall be a close relative of the petitioner. The petitioner shall present before the court below on each and every date and if he fails to appear on two consecutive dates, without sufficient cause, his bail bond shall be liable to be cancelled.

(Arun Kumar, J)

Sujit/-

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