

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.53500 of 2017

Arising Out of PS.Case No. -245 Year- 2017 Thana -LAHERIASARAI District- DARBHANGA

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Bhavesh Sah, Son of Dukha Sah, Resident of Village-Baluaha, Police
Station-Mahishi, District-Saharsa. Petitioner.

Versus

The State of Bihar Opposite Party.

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Appearance :

For the Petitioner/s : Md. Harun Quareshi

For the Opposite Party/s : Mr. Surendra Prasad Singh

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA
JAISWAL**

ORAL ORDER

04 12-12-2017 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in Laheriasarai P.S. Case
No.245 of 2017 registered under Sections 341, 342, 327, 323, 379,
376, 386, 504, 506 and 498 of the Indian Penal Code.

As per the prosecution case, petitioner is said to
have lived with the informant in live-in relationship and
committed rape against her and also used her in the offence of
robbery and looting putting her under coercion.

It is submitted by learned counsel for the petitioner
that no such offence as alleged took place. As a matter of fact, a
rape case has been filed against the husband of the informant by
one Sabnam and in order to mount pressure upon the petitioner
this false and frivolous case has been filed against him. The



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mother of the informant has stated before the I.O. that the informant was living with the petitioner out of her sweet will and got hitched with her and performed marriage in a temple. The informant happens to be major. Though four criminal cases have been instituted against the petitioner but he is on bail in all the cases. The petitioner has been languishing in custody since 01.07.2017.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Chief Judicial Magistrate, Darbhanga in connection with Laheriasarai P.S. Case No.245 of 2017.

(Prakash Chandra Jaiswal, J)

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