

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.30140 of 2017

Arising Out of PS.Case No. -59 Year- 2017 Thana -BIHARIGANJ District- MADHEPURA

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Kanik Kumar, Son of Bhumeswar Rai, Resident of Village- Uda P.S.-
Udakishungaj, Dist.- Madhepura.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Rajendra Prasad

For the Opposite Party/s : Mr. Ramchandra Singh

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 06-07-2017 Heard learned counsels for the petitioner and the

State.

The petitioner apprehends his arrest in connection
with Bihariganj P. S. Case No. 59 of 2017 instituted under
Sections 366 and 379 of the Indian Penal Code.

The allegation, in brief, is that petitioner, on the
pretext of illness of the husband of the informant, took her
Madhepura Railway Station to go to Rajasthan, but there he asked
for physical relationship but she refused so he threatened her and
committed theft of Rs. 5000/-.

Learned counsel for the petitioner submits that this
case has been lodged after delay of three days; moreover the
informant was having extra marital relationship with the
petitioner, which is evident from her statement recorded under



Section 164 Cr.P.C. as she used to go with the petitioner on regular basis.

Having considered the aforesaid facts and circumstances, especially the statement of the informant recorded under Section 164 Cr.P.C., the petitioner namely Kanik Kumar, in the event of arrest or surrender before the court below within four weeks from today, be released on bail upon furnishing bail bonds of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of learned S.D.J.M, Udakishunganj, Madhepura in connection with Bihariganj P.S.Case No. 59 of 2017; subject to the conditions laid down under Section 438(2) of the Code of Criminal Procedure, 1973.

(Arun Kumar, J)

Sujit/-

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