

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.46666 of 2017

Arising Out of PS.Case No. -36 Year- 2017 Thana -MAHILA PS District- KATIHAR

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Avinash Kumar Son of Sandeep Kumar Mandal Resident of Village -
Gopalpatti, Police Station - Falka, District - Katihar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Raghvendra Kumar Singh

For the Opposite Party/s : Mr. Manoj Kumar

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CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 17-10-2017 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Katihar Sadar Mahila P.S. Case No. 36 of 2017 registered
under Sections 376 and 323/34 of the Indian Penal Code.

Learned counsel appearing on behalf of the petitioner
submits that the victim in her statement recorded under Section
164 Cr. P.C. specifically stated that due to refusal of marriage, she
lodged this case against the petitioner. Further submission is that
on perusal of Medical Report, it appears that the victim is major
and no injury was found on her private or external part of her body
and no sign of rape was found.

Having considered the facts and circumstances of the
case, let the above named petitioner be released on bail, in the



event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Katihar in connection with Katihar Sadar Mahila P.S. Case No. 36 of 2017, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

Shailendra/-

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