

informed her parents, who came and took her away.

From the written report itself, it is evident that informant had not disclosed to the persons at Bahadurganj that she was raped and in likewise manner, she remained absent on that very score, while disclosing the event to her family members. In the aforesaid background as is evident, chargesheet has been submitted under Section 366 of the I.P.C. and as submitted, cognizance had also been taken under the aforesaid Section. It has also been submitted that had there been complicity of the petitioner, he would not have stayed at Bahadurganj and further, would have dared to take tea in a shop keeping informant at bay exposing themselves. It has also been submitted that petitioner happens to be under custody since 22.09.2016, having no criminal antecedent.

Learned counsel for the informant as well as learned Additional Public Prosecutor opposed the prayer and submitted that though chargesheet had already been submitted under Section 366 of I.P.C., but the stage is yet to come to acknowledge the grievances of the prosecution.

In the aforesaid facts and circumstances of the case, petitioner, **Md. Samshad Alam @ Md. Shamshad Alam** is directed to be released on bail on furnishing bail bond of



Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Mr. Raghubansh Narayan, Additional Judicial Magistrate-IIIrd, Araria in connection with Palasi P. S. Case no.41 of 2015.

(Aditya Kumar Trivedi, J)

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