

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.49058 of 2016

Arising Out of PS.Case No. -15 Year- 2016 Thana -MAHILA PS District- JAMUI

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Sudhir Mahto S/o Late Govind Mahto, resident of Village- Chhatiyanee,
P.S.- Chandradeep, District- Jamui.

.... Petitioner

Versus

The State of Bihar

.... Opposite Party

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Appearance :

For the Petitioner : Mr. Nagendra Dubey, Advocate

For the Opposite Party : Mr. Pankaj Kr. Sinha (APP)

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

3 10-01-2017 Heard learned counsel for the petitioner as well as

learned A.P.P. for the State.

The application is for grant of bail for the offence
under Sections 376, 511 and 379 of the Indian Penal Code.

It has been submitted on behalf of petitioner that
from perusal of the case diary, it appears that there is no
independent witness to the said occurrence. It is further submitted
that place of occurrence is said to be a field surrounded by fields
of the other persons also and no any injury has been found on her
person rather she has been examined medically. It has further been
submitted that family members of the petitioner have also lodged a
case against the informant and petitioner is in custody for the last
five months.



Heard learned A.P.P. also. He has opposed the prayer for bail.

Having heard both sides. In view of the fact that though the allegations are under Sections 376 and 511 of the Indian Penal Code but there is no eye-witness to the said occurrence and petitioner is languishing in judicial custody for about five months, let the abovenamed petitioner be enlarged on bail on furnishing bail bond of Rs. 10,000/-(Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of Sub-Divisional Judicial Magistrate, Jamui in connection with Jamui Mahila P.S. case no. 15 of 2016.

(Vinod Kumar Sinha, J.)

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