

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.5633 of 2017

Arising Out of PS.Case No. -35 Year- 2016 Thana -BAJPATTI District- SITAMARHI

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Ram Hriday Sah, S/o Ram Chandra Sah, R/o Village-Balbhishwa, P.S.-
Bajpatti, District-Sitamarhi

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Jha

For the Opposite Party/s : Mr. Smt. Asha Kumari

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CORAM: HONOURABLE MR. JUSTICE SANJAY KUMAR
ORAL ORDER

2 07-02-2017 The petitioner seeks regular bail in connection with

Bajpatti P.S. Case No. 35 of 2016, instituted for the offences

punishable under Sections 366, 366A, 376 of the Indian Penal

Code.

The allegation as per complaint petition is that when the

informant went for natural call in the evening, the petitioner and

co-accused Baueji Rai came on motorcycle and forcibly got her

seated on the motorcycle and took her to some place. She was

kept confined and co-accused Baueji Rai committed rape on

several occasions.

The learned counsel for the petitioner submitted that

only allegation is that he facilitated the co-accused Baueji Rai in

kidnapping the victim. The occurrence allegedly took place on

23.02.2016 and the complaint case was filed after recovery of the



victim i.e. after five days of the occurrence. He further submits that she had some affairs with the co-accused Baueji Rai. The petitioner is in custody since 21.11.2016.

Learned APP, on the other hand, opposed the prayer.

Considering the facts and circumstances of the case, the bail prayer of this petitioner (Ram Hriday Sah) is allowed and he is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned S.D.J.M., Pupari, Sitamarhi in connection with Bajpatti P.S. Case No. 35 of 2016.

(Sanjay Kumar, J)

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