

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No 24367 of 2017

Arising Out of PS.Case No. -113 Year- 2016 Thana -MAHILA P.S. District- ARRARIA

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Md Firoz Son of Nayeemuddin, Resident of Village- Madhopara, Police
Station- Araria (Bairgachhi), District- Araria.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr Mukesh Kumar Rana, Advocate
For the Opposite Party/s : Mr Anuj Kumar Srivastava, APP

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CORAM: HONOURABLE MR JUSTICE MADHURESH PRASAD

ORAL ORDER

2 01-06-2017 Heard learned counsel for the petitioner and learned
APP for the State.

Petitioner apprehends arrest in connection with
Araria (Mahila) Police Station Case No 113 of 2016 (Special Case
No 36 of 2016) registered for the offences punishable under
Sections 376/34 of Indian Penal Code.

It is submitted on behalf of the petitioners that on
perusal of the First Information Report, it would be apparent that
the last of the allegations, said to have been continuing for about a
year is, 18.10.2016 whereas the FIR has been lodged on
08.11.2016. It is further submitted that the petitioner is a close
relative of the informant and the case has been lodged to
pressurize the petitioner for marriage with the petitioner. It is also



submitted that from perusal of the order of rejection of the learned Court below, it is apparent that the Medical Board has found the age of the informant to be between 17 to 19 years whereas in the FIR, informant has alleged that she is 14 years old.

Considering the aforesaid submissions, in the event of his arrest or surrender within four weeks from today, the petitioner above named shall be released on bail on his furnishing bonds of Rs 10,000/- (Rupees Ten Thousand) with two sureties of the like amount each to the satisfaction of Additional Sessions Judge –cum- Special Judge (POCSO) Act, Araria in Araria (Mahila) PS Case No 113 of 2016 (Special Case No 36 of 2016) subject to all conditions as laid down in Section 438 (2) of Criminal Procedure Code.

(Madhuresh Prasad, J)

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