

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.55458 of 2017

Arising Out of PS.Case No. -80 Year- 2017 Thana -MAHESI District- SAHARSA

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1. Md. Gulrej @ Gulraj @ Chhotu, son of Md. Islam, resident of Village-
Ara Patti, P.S.- Jalai, District- Saharsa.

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Ashok Kumar Mishra

For the Opposite Party/s : Mr. Sri Nawal Kishore Prasad

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 18-12-2017

Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Mahisi P.S. Case No. 80
of 2017 instituted for the offence under Sections-366A/34 of the Indian
Penal Code.

It has been submitted on behalf of the petitioner that the
victim girl has appeared and given statement u/S 164 of the Cr.P.C.
wherein she has stated that she had love affairs with the petitioner and
she has performed marriage with him. The victim girl in her statement
has stated her age to be 19 years and the court has also assessed her age
17 years.

In such circumstances, prayer for anticipatory bail is
allowed and it is ordered that the petitioner named above in the event
of his arrest or surrender in the court below within six weeks from the
date of receipt/production of copy of this order, shall be released on



bail on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each in connection with in Mahisi P.S. Case No. 80 of 2017 to the satisfaction of learned Sub Divisional Judicial Magistrate, Saharsa subject to condition as laid down u/S 438(2) of the Cr.P.C. with further conditions (1) bailors should be local having sufficient immovable property within the jurisdiction of the court concerned, (2) petitioner shall cooperate in the trial and shall be present on each and every date fixed by the court and absence on two consecutive dates without proper and reasonable reason, will automatically cancel bail bond of the petitioner and (3) if petitioner tampers with the evidence or the witnesses of the case, in that case, prosecution will be at liberty to move for cancellation of bail of the petitioner.

(Sanjay Priya, J)

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