

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.65271 of 2018

Arising Out of PS.Case No. -25 Year- 2017 Thana -JHAJHA District- JAMUI

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1. Jitendra Marandi Son of Late Jethu Marandi Resident of Village-
Kunhaini,P.S. Jhajha, Distt.-Jamui

.... Petitioner/s

Versus

1. The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Arbind Kumar

For the Opposite Party/s : Mr. Sri Mukesh Kumar Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

2 06-11-2018 Heard the parties.

The petitioner seeks regular bail in connection with Jhajha
P.S.Case No.25 of 2017 registered for offences punishable under
Sections 376 and 493 of the Indian Penal Code.

Allegation against the petitioner as per FIR is that the
petitioner has physical relation with the informant on the pretext
of marriage and after getting job in Railway, he refused to marry
with her.

Submission of the learned counsel for the petitioner is that
the girl was major which appears from the FIR and the whole
allegation shows that it was consensual as such there is no offence
under Section 376 of the IPC. He is in custody for more than three
months and the charge sheet has already been submitted.



Heard learned A.P.P. also.

Having heard both sides and in view of the facts and circumstances, as stated above, let the petitioner, above named, be enlarged on bail on furnishing bail bond of Rs.25,000/- (Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned SDJM, Jamui in connection with Jhajha P.S.Case No.25 of 2017.

With following conditions :

- (i) One of the bailors of the petitioner shall be a local person having sufficient immovable property within the jurisdiction of the concerned court.
- (ii) The petitioner will not induce any witness or tamper with the evidence.
- (iii) The petitioner shall co-operate in the disposal of trial and make himself available as and when required by the court and in the event of failure to appear before the court below on two consecutive dates without showing any genuine reasons, the prosecution is free to move for cancellation of his bail bond.

With the aforesaid observation, this application is allowed.

(Vinod Kumar Sinha, J)

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