

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.68626 of 2018

Arising Out of PS. Case No.-153 Year-2018 Thana- LAUKAHA District- Madhubani

Chandra Kishore Gupta, S/o Ram Prasad Gupta @ Ram Prasad Sah, Resident
of Village- Hinguwa, P.S. Laukaha, Distt.-Madhubani

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Manish Kumar No 13 Jitendra Kumar Bharti, Adv.
For the Opposite Party/s :		Mr. Dilip Kumar, APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 29-11-2018 Heard learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks bail in connection with Laukaha
P.S. Case No. 153 of 2018 corresponding to G.R. No. 819 of
2018 instituted for the offence under Section(s) 376/420/406 of
the Indian Penal Code.

Learned counsel for the petitioner has submitted that
victim girl (informant), on recovery, has given her statement
under Section 164 Cr. P.C., which is annexed as Annexure-2 to
the bail petition, wherein, she has stated that she has love
affair with this petitioner. The victim girl has stated her age to
be 17 years and the Court has assessed her age to be 19 years.

In the written report, the informant has alleged that



this petitioner established physical relationship with her on the promise to perform marriage. The petitioner later on refused to perform marriage.

In such circumstances, from the statement of the victim girl it appears that no force was applied by the petitioner.

The petitioner is in custody since 6.7.2018 having no criminal antecedent.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Additional Chief Judicial Magistrate, Jhanjharpur, Madhubani in connection with Laukaha P.S. Case No. 153 of 2018 corresponding to G.R. No. 819 of 2018, subject to the condition that both the bailers shall be the close relative of the petitioner.

(Sanjay Priya, J)

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