

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.26108 of 2018

Arising Out of PS.Case No. -13 Year- 2012 Thana -PHULPARAS District- MADHUBANI

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Jai Prakash Paswan, Son of Fuleshwar Paswan, Resident of Village-
Mahathor (Goth), P.S.- Andhara Math, District- Madhubani.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Jitendra Kumar Giri

For the Opposite Party/s : Mr. Sri Binod Kumar 3

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

3 05-07-2018

Heard the learned counsel for the petitioner and the

learned APP for the State.

The petitioner seeks regular bail in connection with
Phulparas PS case no. 13 of 2012 instituted for the offences
punishable under Sections 366, 366(A), 372/34, 376 of Indian
Penal Code

The allegation is regarding the accused persons
including the petitioner herein having committed rape with the
victim girl.

The learned counsel for the petitioner submits that
the trial of one of the co-accused was separated and the learned
Adhoc Addl. Sessions Judge-III, Madhubani by a judgment dated
31.07.2014 has acquitted the co-accused namely Sunita Devi and



in the said trial, the victim girl has stated that her statement under Section 164 Cr.P.C. was recorded under compulsion and threat of the police. It is further submitted that the petitioner is languishing in custody since 16.01.2018.

Having regard to the facts and circumstances of the case, the abovenamed petitioner is directed to be released on regular bail on furnishing bail bond of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of C.J.M. Madhubani in connection with Phulparas PS case no. 13 of 2012.

(Mohit Kumar Shah, J)

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