

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.21591 of 2018

Arising Out of PS.Case No. -63 Year- 2014 Thana -ISLAMPUR District- NALANDA
(BIHARSHARIFF)

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1. Chhotoo Kumar, son of Late Ishwari Yadav, Resident of Village-
Mushahari, Police Station- Islampur, District- Nalanda.

.... Petitioner/s

Versus

1. The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Md.Imteyaz Ahmad, Adv

For the Opposite Party/s : Mr. J.K.Singh, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN

ORAL ORDER

3 26-04-2018 Heard learned counsel for the petitioner and learned APP for
the State.

2. The petitioner is in custody since 09.06.2017 in
connection with Islampur P.S. Case No. 63/2014 for the alleged
offences under Sections 363, 366A, 376 of the Indian Penal Code.

3. It is submitted that the petitioner has been falsely
implicated as it is a case of love affair between the petitioner and
the so-called victim girl as evident from her statement recorded
under Section 164 Cr.P.C. in which she claims to be of 18 years of
age. The petitioner claims clean antecedents except Islampur P.S.
Case No. 96/2017 for a different nature of offence.

4. Be that as it may, having regard to the entirety of the facts
and circumstances of the case, let the petitioner above named be
released on bail on furnishing bail bond of Rs. 10,000/- (ten
thousand) with two sureties of like amount each to the satisfaction
of learned Ist Additional Sessions Judge-cum-Special Judge, Nalanda
at Bihar Sharif in connection with Islampur P.S. Case No. 63/2014 on
the following conditions:-



- (i) That one of the bailors shall be a close relative of the petitioner.
- (ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.
- (iii) That the petitioner shall co-operate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.
- (iv) The petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

Chandran/BT

(Vikash Jain, J)

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