

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.34275 of 2018

Arising Out of PS.Case No. -237 Year- 2017 Thana -NASRIGANJ District- SASARAM (ROHTAS)

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1. Janeshwar Ram @ Madari, Son of Late Ram Sagar Ram, Resident of
Village- Bandhwa, P.S.- Tarari, District- Bhojpur. Petitioner/s

Versus

1. The State of Bihar. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Dhaneshwar Prasad Gupta

For the Opposite Party/s : Mr. Sri Rajendra Singh Shastriji

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CORAM: HONOURABLE MR. JUSTICE ARUN KUMAR
ORAL ORDER

2 26-06-2018 Heard learned Counsel for the petitioner and the learned
Counsel for the State.

Petitioner, already in custody since 10.1.2018 seeks bail in
Nasriganj PS Case No. 237 of 2017, registered under Sections
364A/34 and 376 of the IPC and Section 6 of the Posco Act.

The allegation in brief is that the petitioner enticed away
minor daughter of the informant, later on the girl was recovered, her
statement was recorded under Section 164 Cr.P.C. and there she
supported the allegation of establishing physical relationship and the
Medical Board found her age about 14 – 16 years.

Submission is that the girl herself eloped with the
petitioner, she is between 14 – 16 years of age, there is no other
material against the petitioner and a compromise petition has also
been filed.

Having considered the age of the girl and the accusation of
establishing physical relationship presently the prayer for bail of the
petitioner is rejected.

The trial court is directed to expedite the trial and if the
trial does not conclude within a year the petitioner may renew his
prayer for bail.

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(Arun Kumar, J)

