

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.8722 of 2018

Arising Out of PS.Case No. -77 Year- 2017 Thana -MAHILA PS District- JEHANABAD

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Arun Kumar, Son of Sri Jalesar BInd, Resident of Village-Patariya, Police
Station-Jehanabad (Karona O.P.) in the District of Jehanabad.

.... Petitioner/s

Versus

The State of Bihar

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar

For the Opposite Party/s : Mr. Sri Dinesh Singh

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CORAM: HONOURABLE MR. JUSTICE RAJENDRA KUMAR
MISHRA
ORAL ORDER

2 17-02-2018 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection with
Jehanabad Mahila P.S. Case No. 77 of 2017 registered under
Sections 376, 511, 341, 342, 323, 504 and 506/34 of the Indian
Penal Code and Section 8 of the OPCS Act.

The accusation is that, on 25.09.2017, at about 8 A.M.,
informant had gone for cutting the grass in the field, where
petitioner tried to commit the rape on her, but on raising alarm, her
mother, sister and villagers reached there then petitioner fled way.
While uncle and mother of the informant went at the house of the
petitioner and made complaint, but they were abused by the family
members of the petitioner giving threatening to not lodge the case.



Thereafter, on 03.10.2017, when her father came to the house from Surat then informant gave written report.

Learned counsel for the petitioner submits that it would appear from the F.I.R. that while the occurrence is of 25.09.2017 but the F.I.R. has been lodged on 04.10.2017 after ten days of the occurrence without giving reasonable explanation. It is further submitted that due to some quarrel in respect to land dispute the present case has been lodged with false allegation only to give undue pressure.

Having regard to the facts and circumstances of the case, let the above named petitioner be released on bail, in the event of his arrest or surrender before the learned Court below within a period of six weeks from today, 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 Sessions Judge-I-cum-Special Judge, Jehanabad, in connection with Jehanabad Mahila P.S. Case No. 77 of 2017, subject to the condition as laid down under Section 438(2) of the Cr.P.C.

(Rajendra Kumar Mishra, J)

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