

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.22227 of 2018

Arising Out of PS. Case No.-243 Year-2017 Thana- BAIRIYA District- West Champaran

Sandeep Chaudhary Son of Sri Dhrup Choudhary, Resident of Village-Bagahi,
Bakulia Tola, P.S.-Bairiya, District-West Champaran.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mr. Dr. Rabindra Kumar

CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

5 29-06-2018 Heard the learned counsel for the petitioner and the
learned APP for the State.

The petitioner seeks regular bail in connection with
Bairiya P.S. Case No. 243 of 2017, registered for the offence
punishable under Sections 363, 365 and 366-A/34 of the
Indian Penal Code.

The allegation against the petitioner and other
accused persons is regarding committing rape on the victim
girl.

The learned counsel for the petitioner has argued
that the F.I.R. was filed after a delay of five days whereas the
statement under Section 164 was recorded after a delay of
two months and belatedly, the medical examination has been
held and all such things are cooked up only with a view to



implicate the petitioner falsely. The petitioner is having a clean antecedent and he is languishing in custody since 20.10.2017.

Per contra, the learned counsel for the informant has vehemently opposed the prayer for bail.

Having regard to the facts and circumstances of the case, I deem it fit and proper to enlarge the petitioner on regular bail.

Accordingly, the above named petitioner is directed to be enlarged on bail on furnishing bail bonds of Rs. 10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate-IV, West Champaran at Bettiah in connection with Bairiya P.S. Case No. 243 of 2017.

It is further directed that the petitioner would mark his attendance before the Officer-in-Charge of the concerned police station at 10:00 am. on each Monday of the week and in the event of two consecutive defaults, the present privilege of the regular bail shall stand cancelled automatically.

(Mohit Kumar Shah, J)

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