

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.52123 of 2018

Arising Out of PS.Case No. -965 Year- 2017 Thana -WEST CHAMPARAN COMPLAINT District-
WESTCHAMPARAN(BETTIAH)

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1. Chandeshwar Urao S/o Bipat Urao , R/o Raghiya Done, P.S.-
Naurangiya (Gobarhiya), District- West Champaran.

.... Petitioner/s

Versus

1. The State of Bihar.
2. Sunita Devi D/o Late Rameshwar Sah, R/o Vill.- Champapur Done,
P.S.- Naurangiya Done (Gobarhiya), District- West Champaran.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bimlesh Kumar Pandey, Advocate

For the Opposite Party/s : Mr. Ajay kumar-1, APP

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CORAM: HONOURABLE MR. JUSTICE BIRENDRA KUMAR
ORAL ORDER

2 10-10-2018 Heard learned counsel for the petitioner and learned
Additional Public Prosecutor for the State.

The petitioner is apprehending his arrest in a
case registered for the offences punishable under Sections 366/376
of the Indian Penal Code.

Submission of the learned counsel for the
petitioner is that initially complainant married with the petitioner
vide statement before the Marriage Registrar at Annexure-2.
Thereafter, when matrimonial discord arose she lodged complaint
petition alleging therein that she was forcefully kidnapped and
ravished by the petitioner. He submits that the perusal of the
entire complaint petition would reveal that when the victim was



accompanying the petitioner she made no protest to anyone.

Learned counsel for the complainant opposed the prayer on the ground that serious allegation is there against the petitioner even in the statement of the complainant on oath.

Considering the entire facts of the case aforesaid, let the petitioner, above named, in the event of his arrest or surrender before the Court below within a period of thirty days from the date of receipt of the order, be released on bail on furnishing bail bond of Rs.20,000/- (Twenty Thousand) with two sureties of the like amount each to the satisfaction of the Court- below where the case is pending in connection with Complaint Case No. C965/2017 , corresponding to Tr. No. 2791 of 2018, subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure as well as condition that the petitioner shall fully cooperate with the investigation/trial of the case, failing which the court below shall be at liberty to cancel the bail bond of the petitioner.

(Birendra Kumar, J)

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