

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.55484 of 2018**

Arising Out of PS.Case No. -102 Year- 2017 Thana -LODIPUR District- BHAGALPUR

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Bibhas Kumar S/o Jadunandan Yadav, R/o Vill.- Khutha, P.S.- Lodipur,  
District- Bhagalpur.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Md. Najmul Hodda, Advocate

For the Opposite Party/s : Mr. Anand Mohan Prasad Mehta, APP

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**CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH**  
**ORAL ORDER**

2      20-09-2018

Heard learned counsel for the petitioner and learned

Additional Public Prosecutor for the State.

The petitioner seeks pre-arrest bail in connection with  
Lodipur P. S. Case No. 102 of 2017 for the offences registered  
under Sections 376, 341, 323, 504 and 506 read with 34 of the  
Indian Penal Code.

It is submitted by the learned counsel for the  
petitioner that the informant, a major girl, had established physical  
relationship with the petitioner out of her own sweet will and  
when the petitioner refused to marry her, the instant case has been  
instituted. There is no truth behind the allegation made in the FIR  
that on false pretext of marriage, the informant had established the  
physical relationship with the petitioner.



Learned Additional Public Prosecutor for the State opposed the prayer for grant of pre-arrest bail to the petitioner.

Regard being had to the nature of allegation and the submissions made above, in the event of arrest or surrender before the court below within six weeks from today, the petitioner named above is directed to be released on bail on furnishing bail bond of Rs.10,000/- (Rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned Chief Judicial Magistrate, Bhagalpur in connection with Lodipur P.S. Case No. 102 of 2017 subject to the conditions as laid down under Section 438 (2) of the Code of Criminal Procedure.

**(Ashwani Kumar Singh, J)**

Kanchan/SkSuman.

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