

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.24667 of 2018

Arising Out of PS.Case No. -345 Year- 2017 Thana -SABOUR District- BHAGALPUR

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Sangam Kumar Sagar, Son of Shekhar Mandal, Resident of Village-
Baijnathpur, P.S.- Sabour, District- Bhagalpur.

.... Petitioner

Versus

The State of Bihar.

.... Opposite Party

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Appearance :

For the Petitioner/s : Mr. Sunil Kumar

For the Opposite Party/s : Mr. Ram Bachan Singh

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CORAM: HONOURABLE MR. JUSTICE VINOD KUMAR SINHA
ORAL ORDER

6 14-09-2018

Heard learned counsel for the petitioner.

Petitioner prays for bail in connection with Sabour
P.S.Case No. 345 of 2017 registered for the offences punishable
under Sections 341, 323, 376/34 of the Indian Penal Code and
Sections 4/6 of POCSO Act.

Allegation against the petitioner is that he has taken the
prosecutrix with him and made physical relationship with her and
thereafter father of petitioner gave assurance of marriage but they
refused.

Learned counsel for the petitioner has submitted that in
her statement recorded under Section 164 Cr.P.C. though she has
stated her age as 17 years but not made any allegation of rape and
as such she is a consensual party and petitioner is in custody since



28.11.2017.

Heard learned APP also.

Having heard both sides and in the facts and circumstances, as stated above, let the petitioner, named above, be released on bail on furnishing bail bond of Rs.25,000/- (Rupees twenty five thousand) with two sureties of the like amount each to the satisfaction of 1st Additional Sessions Judge, Bhagalpur, in connection with Sabour P.S.Case No. 345 of 2017, subject to the condition that one of the bailors shall be a local person having sufficient immoveable properties within the jurisdiction of the court concerned.

(Vinod Kumar Sinha, J)

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