

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.39802 of 2018

Arising Out of PS.Case No. -26 Year- 2018 Thana -SIGORI District- PATNA

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Tinku Kumar Son of Kishun Deo Yadav Resident of Village- Kanaura, P.S.
Sigori, District- Patna.

.... Petitioner/s

Versus

1. The State of Bihar
2. Sharda Kumari D/o Bachhu Yadav
Vill-Natauli Mathiya, P.O.+P.S.-Sigori, Distt- Patna

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Harendra Kumar, Adv.

For the Opposite Party/s : Mr. Mithilesh Kumar, APP

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

3 14-09-2018 Heard learned counsel for the petitioner and learned
A.P.P. for the State.

The petitioner seeks bail in Sigori P.S. Case No.
26/2018, registered for the offences punishable under Sections
376, 420, 504, 506 and 34 of the Indian Penal Code.

The informant alleged that on 17.01.2018, petitioner
who is brother-in-law (Bhaisur) of her cousin sister, took away her
to Patna on the pretext of marriage and made physical relation
with her forcibly.

It has been submitted that petitioner has been falsely
implicated in the case. There is love affair between informant and
petitioner. Informant is a major girl. The victim recorded her
statement under Section 164 Cr.P.C., and disclosed her age to be



22 years. In the statement, she has clearly stated that she voluntarily left her house and went along with petitioner.

It appears that victim is a major girl and she is a consenting party.

Considering the facts aforesaid, the petitioner above-named, is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate Vth, Danapur, Patna in connection with Sigori P.S. Case No. 26/2018.

(S. Kumar, J)

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