

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.28428 of 2018

Arising Out of PS.Case No. -231 Year- 2017 Thana -SIMRI District- BUXAR

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Shushil Yadav Son of Suresh Yadav @ Suresh Gop Resident of Village -
Barka Rajpur, P.S. Simri, District Buxar.

.... Petitioner/s

Versus

The State of Bihar.

.... Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Bachan Jee Ojha

For the Opposite Party/s : Mr. Sunil Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH
ORAL ORDER

5 19-07-2018

Heard.

The petitioner seeks regular bail in connection with
Simri P.S. Case No. 231 of 2017 for the offences punishable under
Sections 363/366(A) of the Indian Penal Code.

The allegation is regarding the accused persons
having enticed the victim girl and taken her to Buxar where she
was handed over to one co-accused Sonelal Choudhary who
belongs to the same village and who is said to have thereafter
taken away the victim girl to Surat and he is said to have
established physical relationship with the victim girl.

The learned counsel for the petitioner submits that
even if the statement of the victim girl under section 164 Cr.P.C.,
made before the police is taken into account, it would be apparent



that the allegations are merely towards the co-accused persons namely Sonelal Choudhary and he is already in custody, hence no prejudice would be caused if the petitioner is granted bail. It is further submitted that the petitioner is having a clean antecedent and is languishing in custody since 23.03.2018.

Having regard to the facts and circumstances of the case, the petitioner, above named, is directed to be released on bail on furnishing bail bonds of Rs. 10,000/- with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate, Buxar in connection with Simri P.S. Case No. 231 of 2017.

(Mohit Kumar Shah, J)

BTiwary/ Md. Rashid

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