

**IN THE HIGH COURT OF JUDICATURE AT PATNA**

**Criminal Miscellaneous No.10077 of 2018**

Arising Out of PS.Case No. -8 Year- 2017 Thana -MAHILA P.S. District- KISANGANJ

=====

Barjahan S/o Abdul Khalik , R/o Village- Chakandara, P.S.- Kochadhaman  
, District- Kishanganj.

.... .... Petitioner/s

Versus

The State of Bihar

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

=====

**Appearance :**

For the Petitioner/s : Mr. Ram Prawesh Kumar

For the Opposite Party/s : Mr. Nirmal Kumar Sinha

=====

**CORAM: HONOURABLE MR. JUSTICE MOHIT KUMAR SHAH**

ORAL ORDER

2      21-02-2018      Heard the learned counsel for the petitioner and learned  
counsel for the State.

The petitioner seeks anticipatory bail in connection with  
Mahila PS case no. 08 of 2017 registered for the offences  
punishable under Sections 376, 406, 420, 323, 504 and 506 of the  
Indian Penal Code.

The allegation of the informant is regarding petitioner  
alluring her on the pretext of marriage and making physical  
relationship with her for about two years, but thereafter not  
marrying her.

The learned counsel for the petitioner submits that the  
victim girl is an adult and if at all the allegations are treated to be  
of any evidentiary value, the same can be said to be consensual in



nature. It is further submitted that the petitioner has a clean antecedent.

Having regard to the facts and circumstances of the case, in the event of arrest or surrender before the concerned court within a period of six weeks from the date of receipt/production of a copy of the present order, the petitioner above named is directed to be released on anticipatory bail on furnishing bonds of Rs. 10,000/- (Rs. Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Kishanganj, in connection with Mahila PS case no. 08 of 2017, subject to the conditions laid down under Section 438(2) of Code of Criminal Procedure.

**(Mohit Kumar Shah, J)**

BTiwary/-

|   |  |   |  |
|---|--|---|--|
| U |  | T |  |
|---|--|---|--|

