

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.47768 of 2018

Arising Out of PS. Case No.-726 Year-2015 Thana- FORBESGANJ District- Araria

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Amit Kumar Mandal @ Amit Kumar Kamat, S/o Dinesh Prasad Kamat, @
Dinesh Kamat, R/o Vill.- Pithaura, P.S.- Narpatganj, District- Araria, Bihar.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar Sharma
For the Opposite Party/s : Mr. Rajesh Kumar

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CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

3 31-08-2018 Heard learned counsel for the petitioner and the State.

The petitioner apprehends arrest in Forbesganj P.S.
Case No. 726 of 2015 instituted for the offence under Sections
376 of the IPC and Section 6 of the POCSO Act.

Learned counsel for the petitioner submits that the
prayer for anticipatory bail of the petitioner was earlier
dismissed for non-prosecution vide order dated 23.11.2016
passed in Cr. Misc. No. 42673 of 2016. It is further submitted
that both parties have performed marriage and are living
together. In support of such statement document has been
annexed to this petition.

In such circumstance, this petition is disposed of with
the direction to the petitioner to surrender in the court below
within four weeks from the date of receipt of this order along



with the victim girl and file affidavit that they have performed marriage and in the event, the court below is satisfied that they have performed marriage and are living together, the court below will consider the same and pass appropriate order in accordance with law preferably on the same day, without being prejudiced by this order.

(Sanjay Priya, J)

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