

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3897 of 2019

Arising Out of PS. Case No.-19 Year-2018 Thana- MAHILA PS District- East Champaran

Ashish Kumar S/o Acchelal Pasawan resident of village Amawa PS Kotwa
Distt East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Dhannjay Kumar No 2

For the Opposite Party/s : Mr.Umesh Lal Verma

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

4 18-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 341, 323, 493, 376 of the Indian Penal Code and
Section 4 of POCSO Act.

Allegation is that the petitioner committed rape upon
the victim for last five years on assurance of marriage.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 04.12.2018 and has got no
criminal antecedent. Charge sheet has been submitted in the
case. There is no allegation of tampering of witnesses alleged
against the petitioner. Petitioner has falsely been implicated in
the present case. The allegations of establishing physical
relationship with the victim on the pretext of marriage is denied



by the petitioner. There is no medical examination report in support of the allegations made by the victim.

On behalf of the State, it is submitted that the petitioner is named in the F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Motihari, East Champaran in connection with Mahila P.S. case No.19 of 2018.

(Sudhir Singh, J)

Narendra/-

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