

IN THE HIGH COURT OF JUDICATURE AT PATNA
Criminal Miscellaneous No.6226 of 2019

Arising Out of PS. Case No.-93 Year-2018 Thana- IMAMGANJ District- Gaya

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Rahul Kumar, son of Tilak Mistry Resident of village-Bageya, Police Station-
Imamganj, District-Gaya

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr. Sanjay Kumar

For the Opposite Party/s : Mr. Mithlesh Kumar Khare

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CORAM: HONOURABLE MR. JUSTICE ASHUTOSH KUMAR
ORAL ORDER

3 20-02-2019 The petitioner seeks bail in anticipation of his

arrest in connection with Imamganj P. S. Case No. 93 of

2018 dated 12.07.2018 instituted for the offences under

Sections 376, 120(B), 506 and 34 of the Indian Penal Code

and Sections 4 and 6 of the POCSO Act, 2012.

After some arguments, Mr. Binod Kumar, learned

advocate for the petitioner seeks permission to withdraw this

petition to enable the petitioner to surrender before the court

below and seek bail.

Should such an application be filed, the court below

shall take into account that the F.I.R. itself reflects that

there had been an association with the petitioner and the



prosecutrix and that the petitioner even on date is ready to go for DNA test to disprove the allegation of his having fathered the child, and thereafter shall pass orders in accordance with law without being prejudiced with the fact that the present petition has not been entertained by this Court.

(Ashutosh Kumar, J)

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