

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.16788 of 2019

Arising Out of PS. Case No.-623 Year-2018 Thana- JOGAPATTI District- West Champaran

Sunil Kumar son of Ram Narayan Ram, resident of village-Jarlpur, P.S.-Yogappati, District- West Champaran, at present resident of Phatehpur Chowk, P.S.-Yogapatti, District- West Champaran

... .. Petitioner

Versus

1. The State of Bihar
2. Shahnaj Khatoon daughter of Sanu Nat, resident of Parmanandpur, P.S.-Dumra, District- Sitamarhi

... .. Opposite Party

Appearance :

For the Petitioner	:	Mr.Bimlesh Kumar Pandey, Advocate
For the Opposite Party	:	Mr.Umesh Lal Verma, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 22-05-2019 Heard learned counsel for the petitioner and
learned counsel for the State.

The petitioner seeks bail in connection with
Yogapatti (Nawalpur) P.S. Case No.623 of 2018 registered
under Sections 366 and 376 of the Indian Penal Code.

Learned counsel for the petitioner submitted that
from perusal of the first information report itself it would
transpire that the informant, aged about twenty years, was
having live-in-relationship with the petitioner and when he
refused the proposal of marriage, the instant case has been
registered against him under Sections 366 and 376 of the Indian
Penal Code.



Per contra, learned counsel for the State submitted that the petitioner sexually exploited the informant on the promise of marriage and later on refused to marry her.

Considering the nature of allegation and the period undergone by the petitioner in custody as under trial prisoner, he is directed to be released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of learned C.J.M., Bettiah at West Champaran in connection with Yogapatti (Nawalpur) P.S. Case No.623 of 2018 subject to the following conditions:-

- (a) that the petitioner shall attend court in accordance with the conditions of the bond executed,
- (b) that the petitioner shall not commit an offence similar to the offence of the present case, and
- (c) that the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence.

(Ashwani Kumar Singh, J)

Md. S/-

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