

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23079 of 2019

Arising Out of PS. Case No.-250 Year-2008 Thana- VAISHALI District- Vaishali

AVINASH DUBEY Son of Ramakant Dubey Resident of village- Nawada,
P.S.- Vaishali, District- Vaishali

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Arvind Kumar Sinha

For the Opposite Party/s : Mr. Akbar Ali

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 17-07-2019 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner apprehends his arrest in connection
with Vaishali P.S. Case No. 250 of 2008 registered under
Section 366 of the Indian Penal Code.

Learned counsel appearing on behalf of the
petitioner submits that petitioner has got no criminal antecedent.
He is innocent and has falsely been implicated in the present
case. Further submission is that on perusal of the statement of
the victim recorded under section 164 Cr. P.C., it appears that
the victim, married lady, aged about 23 years, lives with the
petitioner according to her consent in Delhi and Muzaffarpur.
During that period, i.e. for near about one year, she did not raise
any complain against the petitioner while going to either Delhi



or Muzaffarpur.

Having considered the above facts and circumstances of the case, let the above named petitioner be released on bail, in the event of arrest or surrender before the learned Court below within a period of four weeks from today, on furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the C.J.M., Vaishali at Hajipur in connection with Vaishali P.S. Case No. 250 of 2008, subject to the condition as laid down under Section 438(2) of the Cr. P.C.

(Arvind Srivastava, J)

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