

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.19219 of 2019

Arising Out of PS. Case No.-201 Year-2018 Thana- AMDABAD District- Katihar

ASRAFUL @ ASRAFUL HAQUE Son of Fajlu Haque @ Nazir Hussain R/o
village- Bara Lakhanpur, P.S.- Amdabad, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s	:	Mr. Najmul Hoda
For the Informant	:	Mr. Bimal Kumar
For the Opposite Party/s	:	Mr. Ram Priya Sharan Singh APP

CORAM: HONOURABLE MR. JUSTICE SANJAY PRIYA
ORAL ORDER

2 29-03-2019 Heard learned counsel for the petitioner, learned
counsel for the informant and learned APP for the State.

The petitioner seeks bail in connection with Amdabad
P.S. Case No. 201 of 2018 instituted for the offence under
Section(s) 323/376/506/34 of the Indian Penal Code.

It is alleged in the written report given by the
informant that this petitioner on pretext of performing marriage
established physical relationship with the informant on account
of which she became pregnant. Thereafter, he refused to
perform marriage with her. The statement of victim girl has been
recorded under Section 164 Cr.P.C., which is produced during
hearing of the bail petition, in which she has stated her age to
be 17 years. The court has assessed her age to be 18 years. She



has stated in her statement that she gave birth to a female child.

Learned counsel for the informant has appeared and opposed the prayer for bail. He submits that victim is minor. This Court finds that victim herself has stated her age to be 18 years in the FIR.

Petitioner is in custody since 05.01.2019 having clean antecedent.

Considering the aforesaid, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/-(Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Judicial Magistrate 1st Class, Katihar in connection with Amdabad P.S. Case No. 201 of 2018 subject to the condition that both the bailors shall be the close relative of the petitioner.

(Sanjay Priya, J)

shyambihari/mu
kesh-

U		T	
---	--	---	--

