

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23320 of 2019**

Arising Out of PS. Case No.-9 Year-2018 Thana- PUNAURA District-
Sitamarhi

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SONU KUMAR @ SONU KUMAR DAS, aged about 23 years, male, S/O
Ranjeet Das, Resident of Village- Madhuwan, P.S.- Punaura District-
Sitamarhi.

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

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Appearance :

For the Petitioner : Mr. Uday Kumar, Advocate.
For the Informant : Mr. Santosh Kumar, Advocate.
Mr. Bharat Bhushan, APP

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CORAM: HONOURABLE MR. JUSTICE VIKASH JAIN
ORAL ORDER

2 15-04-2019 Heard learned counsel for the petitioner and learned
APP for the State.

2. The petitioner apprehends his arrest for the offences
alleged under Sections 366(A)/34 of the Indian Penal Code
registered in connection with Punaura P.S. Case No. 09 of 2018.

3. It is submitted that the petitioner has been falsely
implicated as evident from the statement of the so-called victim
girl recorded under Section 164 Cr. P.C. wherein she has
categorically stated that she had voluntarily accompanied the
petitioner and solemnized marriage with him. In her statement,
she admitted herself to be of 18 years of age and in the medical
report her age has been assessed as 19-21 years. It is therefore
submitted that the ingredients of Section 366A of IPC are not
satisfied. The petitioner claims clean antecedents.

4. Learned APP assisted by learned counsel for the
informant appear and have been heard.

5. Be that as it may, in the event of the petitioner's



arrest or surrender before the court below within six weeks from the date of communication of this order, let the above named petitioner be released on bail on furnishing bail bond of Rs.10,000/- (ten thousand) with two sureties of like amount each to the satisfaction of learned Chief Judicial Magistrate, Sitamarhi in connection with Punaura P.S. Case No. 09 of 2018, subject to the conditions as laid down under Section 438 (2) Cr.P.C., and also subject to the following further conditions -

(i) That one of the bailors shall be a close relative of the petitioner.

(ii) That the petitioner shall not indulge in any similar offence till conclusion of the trial.

(iii) That the petitioner shall cooperate with the investigation, if not already concluded, and make himself available as and when so required and in case of failure, the State shall be at liberty to move for cancellation of bail.

(iv) That the petitioner shall remain physically present in Court on each and every date during trial and in the event of failure on two consecutive dates without sufficient reason, his bail bond shall be liable to be cancelled by the learned Court concerned.

(Vikash Jain, J)

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