

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**CRIMINAL MISCELLANEOUS No.20414 of 2019**

Arising Out of PS. Case No.-28 Year-2018 Thana- MAHILA P.S. District- Araria

ANIL YADAV Son of Late Shiv Bali Yadav Resident of Village - Araria R.S.  
Ward No. 04, P.S. and District- Araria

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

**Appearance :**

For the Petitioner/s : Mr.Abhijeet Gautam

For the Opposite Party/s : Mr.Sanjay Kumar Tiwary

**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**ORAL ORDER**

2      18-04-2019      Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner seeks bail in a case registered under  
Sections 376/34 of the Indian Penal Code.

Allegation against the petitioner is of committing rape  
upon the informant on the false pretext of marriage.

It has been submitted on behalf of the petitioner that the  
petitioner has got no criminal antecedent. There is no allegation  
of tampering of witnesses alleged against the petitioner. The  
petitioner is in custody since 07-12-2018. Charge sheet has  
already been submitted. The petitioner has been falsely  
implicated in the present case. As per FIR, the informant  
was having physical relationship with consent. Since the  
petitioner is going to solemnize marriage, the same is not



accepted by the informant. Hence the present case has been lodged against the petitioner.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/F.I.R.

Considering the aforesaid facts and circumstances, let the petitioner, above named, be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of learned Sub Divisional Judicial Magistrate, Araria in connection with Araria (Mahila) P.S. Case No. 28 of 2018.

**(Sudhir Singh, J)**

A.K.V.//-

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