

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.23624 of 2019

Arising Out of PS. Case No.-315 Year-2017 Thana- DALSINGHSARAI District- Samastipur

DHARMENDRA KUMAR @ DHARMENDRA PASWAN Son of Sambhu
Paswan Resident of Village - Ward No.6, Pand Dalsingsarai, P.S.-
Dalsingsarai, Distt.- Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Deepak Kumar Singh

For the Opposite Party/s : Mr.Surendra Prasad Singh

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 instituted for the
offences under Section 376/34 of the Indian Penal Code.

Prosecution allegation, in short, is that the accused
persons forcibly caught hold of the informant and committed
rape on her.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 3.10.2017 and has got no
criminal antecedent. Charge-sheet/prosecution report has been
submitted in this case. There is no allegation of tampering of
witnesses alleged against the petitioner. The petitioner has
falsely been implicated in the present case due to previous



enmity. The medical report does not support the allegation made in the F.I.R. There is no sign of rape found in course of medical examination.

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

Considering the aforesaid facts and circumstances, it is directed that 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 Additional Sessions Judge, Dalsingsarai, Samastipur in connection with Dalsingsarai P.S. Case No. 315 of 2017 corresponding to S.T. No. 855 of 2017.

(Sudhir Singh, J)

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