

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35133 of 2019

Arising Out of PS. Case No.-54 Year-2018 Thana- MAHILA PS District- Katihar

PATWARI HANSDA Son of Late Chunnu Hansda Resident of Village -
Hariyavir (Bishanpur), P.S.- Korha, District- Katihar

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Bimal Kumar

For the Opposite Party/s : Mr.Zainul Abedin

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 13-09-2019 Heard learned counsel for the petitioner and
learned counsel for the State.

Petitioner is accused in connection with Mahila P.S.
Case No. 54 of 2018 registered under Sections 376 and 323/34
of the I.P.C.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in this
case. The victim girl is major. Further submission is that it
would appear from the F.I.R. itself that the informant did not
protest the alleged incident. The victim made physical relation
with the petitioner for a period of one year. As such, the offence
of under section 376 of the I.P.C. is not made out. It is also
submitted that petitioner is in custody since 21.01.2019.

Having considered the facts and circumstances of



the case, let the above named petitioner 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 S.D.J.M.,
Katihar in connection with Mahila P.S. Case No. 54 of 2018.

(Arvind Srivastava, J)

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