

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.35513 of 2019

Arising Out of PS. Case No.-79 Year-2019 Thana- BAHADURGANJ District- Kishanganj

MD. NASIM @ NASIM Son of Raisuddin Resident of Domohni, Pagla Toli,
Police Station- Bahadurganj, District- Kishanganj.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s :	Mr. Raj Kumar
For the Opposite Party/s :	Mr. Dilip Kumar Singh
	Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

3 11-09-2019 Heard learned counsels for the petitioner, the
informant and the State.

Petitioner seeks bail in connection with
Bahadurganj P.S. Case No. 79 of 2019 registered for the
offence punishable under sections 376, 323, 504, 506/34 of
the Indian Penal Code.

Learned counsel appearing for the petitioner
submits that petitioner has been falsely implicated in this
case. It has been alleged that for the last one years petitioner
used to come to the house of the informant and on the
pretext of marriage, made physical relation with the
informant, but earlier no complaint was ever raised against
this petitioner. As a matter of fact, the informant is a major



girl aged about 23 years. It is further submitted that during investigation, except the family members of the informant, none has supported the prosecution case. Petitioner is a man of clean antecedent and is in custody since 21.03.2019.

Learned counsel appearing for the informant opposes the prayer for bail and submit that petitioner on the pretext of marriage committed rape upon the informant.

Considering the facts and circumstances of the case and the submissions advanced on behalf of the parties, 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 Chief Judicial Magistrate, Kishanganj in connection with Bahadurganj P.S. Case No. 79 of 2019.

(Arvind Srivastava, J)

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