

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.49538 of 2019

Arising Out of PS. Case No.-18 Year-2019 Thana- GHORASAHAN District- East
Champaran

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Munna Kumar Son of Bishwanath Sah Resident of Village - Ghorasahan
Bajar Dih, P.S.- Ghorasahan, District- East Champaran

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Dhananjay Kumar
For the Opposite Party/s : Mr.Ram Priya Sharan Singh

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 08-08-2019 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 376, 363, 312, 313, 323, 504/506 of the Indian Penal
Code and Section-66 of the E.I.T. Act.

Allegedly, the petitioner enticed the informant and took her
to Kathmandu, Nepal on the pretext of providing job. It is
further alleged that the petitioner forcibly established physical
relationship with the informant/victim .

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 26-03-2019. Charge sheet has



already been submitted. The petitioner has been falsely implicated in the present case. The victim accompanied the petitioner to Kathmandu out of her own sweet will. Physical relationship was established without any force. The alleged occurrence is said to have taken place in the year, 2017 whereas the case was instituted in the year, 2019. The delay in instituting the FIR has not been explained by the prosecution.

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 Additional District & Sessions Judge-Ist, Motihari, East Champaran in connection with Ghorasahan P.S. Case No. 18 of 2019.

(Sudhir Singh, J)

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