

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.54151 of 2019

Arising Out of PS. Case No.-116 Year-2019 Thana- SONEPUR District- Saran

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Rahul Kumar Son of Shambhu Ray Resident of Village- Naya Tola Mirzapur,
Police Station- Sonpur, District- Saran (Chapra) Under the guardianship of
His father Namely, Shambhu Ray Son of Mahavir Ray.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Sachida Nand Rai

For the Opposite Party/s : Mr.Pancha Nand Pandit

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CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 25-09-2019 Heard learned counsel for the petitioner and learned APP
for the State.

The petitioner seeks bail in a case registered under Section
376 of the Indian Penal Code and Sections-4, 6 & 8 of the
POCSO Act.

Allegation against the petitioner is of forcefully
committing rape upon 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 19-02-2019. Charge sheet has
already been submitted. The victim has been recovered. She
was examined u/S 164 Cr.P.C. in which, she has not supported



the allegation made in the FIR. She admitted that she had left the house out of her own sweet will. She had love affairs with the petitioner. No allegation of rape has been alleged against the petitioner by her.

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 Sessions Judge-Ist-cum-Special Judge (Juvenile Court), Chapra, District-Saran in connection with Sonpur P.S. Case No. 116 of 2019.

(Sudhir Singh, J)

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