

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.53594 of 2019

Arising Out of PS. Case No.-46 Year-2019 Thana- DARPA District- East Champaran

Mithilesh Kumar, Son of Umesh Sah, Resident of Village-Belahiya, P.S.-
Darpa, District-East Champaran

... .. Petitioner

Versus

The State of Bihar

... .. Opposite Party

Appearance :

For the Petitioner : Mr. Vijay Shankar Shrivastava, Advocate
For the Opposite Party : Mr. Pramod Kumar Pandey, APP

CORAM: HONOURABLE MR. JUSTICE ASHWANI KUMAR SINGH
ORAL ORDER

3 16-11-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

The petitioner seeks pre-arrest bail in connection with
Darpa P.S. Case No.46 of 2019 registered for the offences
punishable under Sections 366A, 364, 323 and 504 read with 34
of the Indian Penal Code.

Considering that there is an inordinate an unexplained
delay of six days in institution of the first information report as
also that the alleged victim has not stated in her statement under
Section 164 of the Code of Criminal Procedure that the
petitioner sexually exploited her in any manner, in the event of
arrest or surrender in the court below within a period of six
weeks, the petitioner, who is reported to be a man of clean
antecedent having got roots in the society, is directed to be



released on bail on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each to the satisfaction of the learned Sub Divisional Judicial Magistrate, Raxaul at Motihari, East Champaran in connection with Darpa P.S. Case No.46 of 2019 subject to the conditions as laid down under Section 438(2) of the Code of Criminal Procedure.

(Ashwani Kumar Singh, J.)

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