

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.70376 of 2019

Arising Out of PS. Case No.-22 Year-2019 Thana- KAJRAILICHAK District- Bhagalpur

RAVI SHANKAR YADAV Son of Akashdeo Yadav Resident of Village -
Sangrampur Bariyariya, P.S.- Sangrampur, Distt - East Champaran.

... .. Petitioner

Versus

THE STATE OF BIHAR

... .. Opposite Party

Appearance :

For the Petitioner/s : Mr.Pramod Kumar Pandey, Advocate

For the Opposite Party/s : Mr.Umanath Mishra, APP

CORAM: HONOURABLE MR. JUSTICE RAJEEV RANJAN PRASAD
ORAL ORDER

3 27-11-2019 Supplementary affidavit filed on behalf of the
petitioner has been taken on record.

Heard learned counsel for the petitioner and learned
counsel representing the State.

The petitioner in the present case is seeking regular bail
in connection with Karjraili P.S. Case No. 22 of 2019 registered
for the offences punishable under Sections 363, 366A/34 of the
Indian Penal Code.

Learned counsel for the petitioner submits that the
petitioner is not named in the FIR and the victim in her statement
recorded under Section 164 Cr.P.C. has not named the petitioner.
The victim in her statement under Section 164 Cr.P.C. has stated
that she went with Govind Thakur out of her own sweet will and
lived with him and performed marriage with Goind Thakur and
she is carrying his eight months pregnancy.



Learned APP has opposed the prayer of bail.

Considering the facts and circumstances of the case wherein the victim lady has made her statement under Section 164 Cr.P.c. in which she has stated that she had gone with the co-accused Govind Thakur and had left her maternal place on her own and she lived with said Govind Thakur and solemnized marriage with her as also that she is carrying his pregnancy and wants to live with him, there being no role of this petitioner in the marriage of the victim and in her living with said Govind Thakur, let the petitioner above named be released on bail in connection with Karjraili P.S. Case No. 22 of 2019 on furnishing of bail bond of Rs. 15,000/- (fifteen thousand) with two sureties of the like amount each to the satisfaction of learned 1st Additional Sessions Judge-cum-Special judge, POCSO Act, Bhagalpur, subject to the condition as laid down under Section 437 (3) Cr.P.C. as under:

(a) that such person shall attend in accordance with the conditions of the bond executed under this Chapter,

(b) that such person shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected, and

(c) that such person shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such



facts to the Court or to any Police officer or tamper with the
evidence.

(Rajeev Ranjan Prasad, J)

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