

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.84473 of 2019

Arising Out of PS. Case No.-294 Year-2019 Thana- SAHEBPUR KAMAL District-
Begusarai

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ABHINAY RANJAN JHA Son of Devendra Nath Jha @ Devendra Jha
Presently Mukhiya Gram Panchayat Raj, Sanha East. Resident of Village -
Sanha East, P.S.- Sahebpur Kamal, Distt - Begusarai.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Ram Sumiran Rai
For the Opposite Party/s : Mr.Arun Kumar Pandey

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CORAM: HONOURABLE MR. JUSTICE S. KUMAR
ORAL ORDER

2 19-12-2019 Heard learned counsel for the parties.

Petitioner apprehends his arrest in a case registered
for the offence punishable under Sections 376, 323, 504/34 of
the Indian Penal Code and Section 4 of POCSO Act, 2012.

Informant who is victim herself has alleged in her
written complaint that she was in live-in relation with one Rikki
Kumar for last 2^{1/2} years and they developed physical relation
and she became pregnant, however, when they went to the
parents of Rikki Kumar they refused to accept them and
thereafter mukhiya and petitioner came and offered Rs. 60,000/-
for abortion which was refused by her.

However, in her statement recorded under Section
164 of the Cr.P.C she has repeated whatever she has alleged in



the written complaint and there is no allegation levelled against the petitioner who is Mukhiya of the panchayat.

It has been submitted on behalf of the petitioner that he is Mukhiya and has been falsely implicated in this case due to village politics. Petitioner has got no criminal antecedent.

Considering the aforesaid facts and circumstances of the case, let the petitioner named above in the event of his/her arrest or surrender before the court below within a period of four weeks, be released on anticipatory bail upon furnishing bail bond of Rs. 20,000/- with two sureties of the like amount each to the satisfaction of learned court below where the case is pending in connection with **Sahebpur Kamal P.S. Case No. 294 of 2019**, subject to the conditions as laid down under Section 438(2) of Cr.P.C.

(S. Kumar, J)

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