

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.8090 of 2020

Arising Out of PS. Case No.-441 Year-2018 Thana- ISLAMPUR District- Nalanda

Ajeet Kumar Son of Bulak Mahto Resident of Village - Sakraudha, Post
Office - Saristabad, P.S.- Ghosi, District - Jehanabad.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Vijay Kumar

For the Opposite Party/s : Mr.Damodar Prasad Tiwary

**CORAM: HONOURABLE MR. JUSTICE HEMANT KUMAR
SRIVASTAVA**

ORAL ORDER

3 19-03-2020 This matter has been listed under heading "For
Orders(On Office Notes)" but the office report reflects that the
case diary has already been received.

In the aforesaid circumstance, this petition is being
disposed of on merit with consent of the parties.

Heard learned counsel appearing for the petitioner as
well as learned A.P.P. for the State.

Petitioners are in jail custody since 24.11.2019 in
connection with Islampur P.S. Case No. 441/2018 registered
under Section 376 of the Indian Penal Code.

Petitioner happens to be own brother-in-law of the
informant, who claimed that petitioner established physical
relation with her on false pretext of marriage. The informant has
supported the aforesaid accusation in her statement recorded



under Section 164 of the Code of Criminal Procedure. However, it is an admitted possession that at the time of alleged occurrence, the informant was mother of two children.

Submissions on behalf of the petitioner is that the husband of informant died on 25.5.2018 and, thereafter, the informant went to her parental home where she started residing and the family members of informant pressurized the petitioner as well as his other family members to solemnize his marriage with the informant but petitioner as well as his family members refused to oblige the informant as well as her other family members as a result whereof, the informant brought this false case against the petitioner.

Considering the aforesaid facts and circumstances as well as submissions of the parties, let the petitioner, above named, be released on bail on furnishing bail bond of Rs. 10,000/- (Ten Thousand) with two sureties of the like amount each to the satisfaction of learned Additional Chief Judicial Magistrate 3, Hilsa (Nalanda) in connection with Islampur P.S. Case No. 441 of 2018.

(Hemant Kumar Srivastava, J)

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