

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.15358 of 2020

Arising Out of PS. Case No.-51 Year-2019 Thana- MAHILA P.S. District- Sitamarhi

MD. ASAGAR Son of Md. Kaum R/o - At and P.O. - Sirsi, P.S. - Nanpur,
District - Sitamarhi.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Md. Jubair Ansari

For the Opposite Party/s : Mr.Bal Mukund Prasad Sinha

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

2 03-03-2020 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.

Allegation is that the petitioner committed rape upon
the victim on the pretext of marriage.

It has been submitted on behalf of the petitioner that
the petitioner is in custody since 14.11.2019 and has got no
criminal antecedent. Charge sheet has been submitted in this
case. There is no allegation of tampering of witnesses alleged
against the petitioner. The petitioner has falsely been implicated
in the present case. The victim was taken by the Mahila P.S. for
medical examination. She refused to go for the medical
examination. A petition has been filed on behalf of the lady



police Officer, where it has been stated that the victim denied to get herself medically examined by the doctor. The conduct on the part of the victim shows that she has filed the present case with malafide intention. Said petition filed by the lady police Officer before the court below is Annexure 2 to the present application.

On behalf of the State, it is submitted that the petitioner is named in the 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 Chief Judicial Magistrate, Sitamarhi in connection with Sitamarhi Mahila P.S. case No.51 of 2019.

(Sudhir Singh, J)

Narendra/-

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