

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.74500 of 2019**

Arising Out of PS. Case No.-41 Year-2018 Thana- MAHILA PS District- Jehanabad

NAWAL YADAV @ NAWAL KUMAR Son of Shidheshwar Yadav Resident
of Village-Pipra, P.S.-Makhdumpur, District-Jehanabad.

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Upendra Kumar
For the Opposite Party/s : Mr.Brajendra Nath Pandey

CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH
ORAL ORDER

3 05-03-2020 Heard learned counsel for the petitioner and learned
APP for the State.

The petitioner seeks bail in a case registered under
Sections 341, 323, 376 of the Indian Penal Code.

Prosecution case in short is that while the informant
(victim) went out to attend the call of nature, the petitioner
committed rape upon her forcibly.

It has been submitted on behalf of the petitioner that the
petitioner has got no criminal antecedent. There is no allegation
of tampering of witnesses alleged against the petitioner. The
petitioner is in custody since 10-06-2019. Charge sheet has
already been submitted. The petitioner has been falsely
implicated in the present case. The police after investigation
submitted charge sheet for the offence under Section 376/511 of



the Indian Penal Code. There is no medical report in support of the allegation made in the FIR. Due to village politics, the petitioner has been implicated in the present case.

On behalf of the State, it is submitted that the petitioner is named in the Complaint Case/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, Jehanabad in connection with Jehanabad Mahila P.S. Case No. 41 of 2018.

(Sudhir Singh, J)

A.K.V.//-

U		T	
---	--	---	--

