

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.76926 of 2019

Arising Out of PS. Case No.-35 Year-2019 Thana- KALYANPUR District- Samastipur

NITISH KUMAR @ NITISH KUMAR SHARMA @ NITISH SHARMA Son
of Jitendra Sharma Resident of Village-Chhakan Toli, P.S.-Kalyanpur,
District-Samastipur.

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Baleshwar Kamat

For the Opposite Party/s : Mr.Anil Kumar Singh No. 1

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

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

Petitioner is accused in connection with Kalyanpur
P.S. Case No. 35 of 2019 registered under Sections 363,
366(A)/34 of the I.P.C.

Submission of learned counsel for the petitioner is
that petitioner is innocent and has falsely been implicated in this
case. The victim in her statement recorded under section 164 Cr.
P.C. clearly stated that she was taken to Samastipur along with
two others and thereafter, Punjab by train where she stayed for
fifteen days with the petitioner, but the victim did not raise *hulla*
against the petitioner and also lived there for two months with
owner of the house but she did not complain about the alleged



incident in the police station. It is also submitted that in the medical examination, the aged of the victim is assessed as 17-18 years, major. Further submission is that petitioner is in custody since 30.05.2019.

Having considered the above facts and circumstances of the case, let the above named petitioner 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 C.J.M., Samastipur in connection with Kalyanpur P.S. Case No. 35 of 2019.

(Arvind Srivastava, J)

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