

**IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3782 of 2021**

Arising Out of PS. Case No.-284 Year-2019 Thana- DHAKA District- East Champaran

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GULSAN KUMAR SON OF SRI SANJAY SAH RESIDENT OF VILLAGE-
MIRPUR, P.S.- CHIRAIYA, DISTRICT- EAST CHAMPARAN

... .. Petitioner/s

Versus

THE STATE OF BIHAR

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Gajendra Kumar Singh, Adv.

For the Opposite Party/s : Mr.Ajit Kumar, APP

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**CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER**

3 01-06-2021 Heard learned counsel for the petitioner and learned
A.P.P. for the State through virtual court proceeding.

The petitioner seeks bail in connection with Dhaka P.S.
Case No.284 of 2019 registered for the offence punishable
under Section 376 of the Indian Penal Code.

As per the prosecution case, the petitioner is the nephew
of informant's husband who came in the maternal house of the
informant and by threatening to kill her children and husband,
committed rape upon her several times. She informed about it to
her husband who used to live in Mumbai to earn livelihood.
Thereafter the FIR was lodged.

It is submitted by learned counsel for the petitioner that
petitioner is quite innocent, has been falsely implicated in this
case and has not committed any offence as alleged in the FIR.



No such occurrence as alleged ever took place. Petitioner has been implicated in this case over dispute of share in family property. The doctor has not found any injury on her body or any sign of rape. The petitioner has no criminal antecedent and has been languishing in custody since 06.07.2020, as such, he may be enlarged on bail.

Learned APP for the State opposed the bail petition.

Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned S.D.J.M., Dhaka at Sikrahana in connection with Dhaka P.S. Case No.284 of 2019.

(Anjani Kumar Sharan, J)

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