

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3162 of 2021

Arising Out of PS. Case No.-101 Year-2020 Thana- LAKHNAUR District- Madhubani

RAJESH KUMAR @ RAJESH MANDAL Son of Late Suresh Mandal
Resident of Village- Purni Pokhar Navtol, P.S.- Lakhnaur (R.S.O.P.), Distt-
Madhubani.

... .. Petitioner/s

Versus

THE STATE OF BIHAR Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr.Ravi Prakash
For the Opposite Party/s : Mr. Pranav Kumar, APP

CORAM: HONOURABLE MR. JUSTICE ARVIND SRIVASTAVA
ORAL ORDER

2 17-06-2021 Heard learned counsel for the petitioner and the
learned A.P.P. for the State.

The petitioner seeks bail in connection with
Lakhnaur (R.S.O.P.) P.S. Case No. 101 of 2020 for the offence
under Sections 363 and 366(A) of the Indian Penal Code.

Learned counsel appearing for the petitioner
submits that the petitioner, who is of clean antecedent, is
innocent and has not committed any offence. In fact, the
alleged occurrence took place on 06.03.2020 whereas the
F.I.R. has been instituted on 07.05.2020 after lapse of almost
two months without explaining the plausible delay which
creates doubt over the prosecution version. Moreover, the
victim in her statement recorded under Section 164 Cr.P.C.



she disclosed her age about 21 years and she herself admitted that out of her sweet will solemnize marriage with the petitioner. Therefore, no case under Section 366(A) of the Indian Penal Code is made out against the petitioner. The petitioner is rotting in custody since 28.09.2020.

Considering the facts and circumstances of the case, let the, above named, petitioner be released on bail on furnishing his personal bond to the satisfaction of learned Additional Chief Judicial Magistrate-1st, Jhanjharpur, Madhubani in connection with Laknaur (R.S.O.P.) P.S. Case No. 101 of 2020.

(Arvind Srivastava, J)

Brajesh/-

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