

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.41618 of 2021

Arising Out of PS. Case No.-8 Year-2021 Thana- MAHILA P.S. District- Siwan

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Aman Kumar S/O Arbind Kumar Mahto R/O Village-Chhourahi, P.S-
Chhourahi (O.P), District-Begusarai.

... .. Petitioner/s

Versus

The State Of Bihar

... .. Opposite Party/s

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Appearance :

For the Petitioner/s : Mr.Vinay Kumar Mishra
For the Opposite Party/s : Mr.Surendra Prasad Singh

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CORAM: HONOURABLE MR. JUSTICE PRABHAT KUMAR SINGH
ORAL ORDER

2 17-01-2022 Heard the parties through video conferencing.

The petitioner seeks bail in case registered for the
offence punishable under Section 376 of the Indian Penal Code.

As per the F.I.R., the victim was enticed the petitioner
for the last one year and both became close friends and
thereafter, on false assurance of marriage, this petitioner is
alleged to have established physical relation with the informant.

It is submitted on behalf of petitioner that petitioner
has been falsely implicated in this case. The victim was married
with one Rajesh Shah and out of the wedlock, she has got one
male child, but due to dispute, her conjugal life was broken.
Thereafter, she wanted to marry with this petitioner and on
refusal, this false case has been lodged. In the medical
examination, the doctor has not found any recent sexual assault
on the victim and assessed her age above 22 years. Petitioner is
in custody since 05.02.2021.



However, counsel for the informant has opposed the bail petition.

Considering the aforesaid facts and circumstances, the bail petition of petitioner is allowed. 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 learned S.D.J.M., Siwan in connection with Siwan Mahila P.S. Case No. 08 of 2021.

(Prabhat Kumar Singh, J)

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